

Closed Caption Log, Council Meeting, 11/01/07

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Dunkerley: GOOD MORNING. I'M AUSTIN MAYOR PRO TEM BETTY DUNKERLEY. WILL WYNN WILL NOT BE PRESENT FOR TODAY'S MEETING. IT'S MY PRIVILEGE TO WELCOME AND INTRODUCE THE REVEREND SAN WILLIAMS, SENIOR PASTOR OF UNIVERSITY PRESBYTERIAN CHURCH TO LEAD US IN OUR INVOCATION. PLEASE RISE.

LET US JOIN TOGETHER IN PRAYER. HOVMENT LOVING AND GRACIOUS GOD ORGANIZATION A DAY THAT IS KNOWN BY SOME AS ALL SAINT'S DAY, WE GIVE THANKS FOR THOSE PEOPLE BOTH PAST AND PRESENT WHO HAVE BEEN A BLESSING IN OUR LIVES AND IN OUR CITY. THOSE FRIENDS AND CITIZENS WHO HAVE PUT THE INTEREST OF OTHERS ABOVE THEIR OWN WHOVMENT HAVE.....WHO HAVE WORKED FOR JUSTICE AND SOUGHT THE WELFARE OF OUR COMMUNITY, ESPECIALLY THOSE MOST IN NEED. OH GOD OF OUR DAYS, ON THIS DAY IN THIS COUNCIL CHAMBER, THERE IS MUCH TO BE DONE. THERE ARE ISSUES OF ENERGY, COMMUNICATIONS RGHTSD TECHNOLOGY MANAGEMENT AND PUBLIC WORKS TO CONSIDER. ORDINANCES AND RESOLUTIONS TO APPROVE. APPOINTMENTS TO MAKE, PUBLIC HEARINGS TO SCHEDULE, ZONING MATTERS TO DISCUSS, LEGAL ISSUES TO PONDER, AND MUCH MORE. THROUGH IT ALL, GRANT TO THE MEMBERS OF THIS COUNCIL GOOD JUDGMENT, A SENSE OF FAIRNESS, HUMOR, PATIENCE, AND HOLD BEFORE THEM A VISION FOR A CITY THAT IS GROWING NOT ONLY IN POPULATION, BUT IN COMPASSION NRKS....., IN JUSTICE AND HARMONY WITH THE

ENVIRONMENT. STRENGTHEN US FOR THE WORK BE OF THIS DAY AND MAY ALL THAT WE DO BE DONE IN LOVE. AMEN.

Dunkerley: THANK YOU, REVEREND WILLIAMS. THERE BEING A QUORUM FREQUENT AT THIS TIME, I WILL CALL THE MEETING OF THE AUSTIN CITY COUNCIL TO ORDER. IT'S THURSDAY, NOVEMBER FIRST, 2007, APPROXIMATELY 10:12 A.M. AND WE ARE IN THE CITY COUNCIL CHAMBERS OF AUSTIN CITY HALL, 301 WEST SECOND STREET. AT THIS TIME I'D LIKE TO ASK MY COLLEAGUES IF THEY HAVE ANY UPCOMING ITEMS IN THE NEXT FEW WEEKS FOR THE AGENDA. THERE BEING NONE, I WOULD LIKE TO ANNOUNCE THAT THERE'S ONE CHANGE ON TODAY'S AGENDA AND THAT'S ITEM NUMBER 67, CHANGING THE ACREAGE. IT READS, CONDUCT A PUBLIC HEARING FOR THE FULL PURPOSE ANNEXATION OF THE VENUE AT LAKE TRAVIS COUNTY AREA OF APPROXIMATELY 48 ACRES. OUR TIME CERTAIN, AT 12 OAK NOON WE BREAK FOR GENERAL CITIZEN COMMUNICATION. AT FOUR WE HAVE OUR ZONING HEARINGS, APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. AT 5:30 WE WILL BREAK FOR LIVE MUSIC AND PROCLAMATIONS. BY THE WAY, OUR MUSICIAN TODAY IS DUSTIN WELCH. AND AT 6:00 O'CLOCK WE HAVE PUBLIC HEARINGS AND POSSIBLE ACTION. I'D ALSO LIKE TO MENTION ONE POSTPONEMENT. IT'S ITEM NUMBER 68, A PUBLIC HEARING TO CONSIDER AN ORDINANCE GRANTING VARIANCE REQUESTS BY DAVID BURNET AND DWAYNE ADD KERR TO ALLOW CONSTRUCTION OF AN ADDITION TO A SINGLE-FAMILY RESIDENCE ON BURGER STREET. AND TO WAIVE THE REQUIREMENTS TO DEDICATE A DRAINAGE EASEMENT IN THE LIMIT OF THE 100 YEAR FLOODPLAIN IN THE EXISTING AND PROPOSED AMENDMENTS. THE APPLICANT IS REQUESTING A POSSIBILITY TO NOVEMBER EIGHTH. SO AT THIS TIME I'D LIKE TO ASK IF THE COUNCIL HAS ANY ITEMS TO PULL FOR DISCUSSION ON TODAY'S AGENDA. HEARING NONE, I'D LIKE TO ASK THE CITY CLERK TO READ THE CONSENT AGENDA.

GOOD MORNING. ON THE COUNCIL'S CONSENT AGENDA TODAY, STARTING WITH THE APPROVAL OF MINUTES IS ITEM NUMBER 1 FROM AUSTIN ENERGY. ITEM NUMBER #- 2 FROM COMMUNICATIONS AND TECHNOLOGY. ITEM NUMBER 3, FROM ECONOMIC GROWTH AND REDEVELOPMENT SERVICES, ITEM FOUR. FROM THE FIRE DEPARTMENT, ITEM

5. FROM LIBRARY, ITEM 6. FROM MANAGEMENT SERVICES, ITEM 7. FROM THE POLICE DEPARTMENT, ITEM 8. PUBLIC WORKS, ITEM 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25. FROM THE PURCHASING OFFICE, 26, 27, 28, 29, 30, 31, 32, 33. FROM TELECOMMUNICATIONS AND REGULATORY AFFAIRS, 34, 35. ITEMS FROM COUNCIL, STARTING WITH APPOINTMENTS TO CITIZEN BOARDS AND COMMISSIONS, BE AND THEY ARE AS FOLLOWS: TO THABLE MALL ADVISORY COMMISSION, KAREN MEDIDIS, COUNCILMEMBER COLE'S NOMINEE. ARTS COMMISSION, PAMELA CUNNINGHAM, COUNCILMEMBER COLE'S NOMINEE. RESOURCE MANAGEMENT COMMISSION, FRED COHAGEN, COUNCILMEMBER MCCrackEN'S NOMINEE. WATER AND WASTEWATER COMMISSION, KAREN FREEZE, COUNCILMEMBER MCCrackEN'S NOMINEE. CONTINUING WITH THE CONSENT AGENDA AND ITEMS FROM COUNCIL, NUMBER 37, 38, 39, 40, 41, 42, 43, 44. ITEMS TO SET PUBLIC HEARINGS, ITEM 45, 46, 47. AND FROM YOUR ADDENDUM, ITEM 69. AND MAYOR PRO TEM, THAT'S THE END OF YOUR CONSENT AGENDA. YOU DO HAVE ONE SPEAKER ON ITEM 4, IF THERE ARE QUESTIONS.

Dunkerley: THAT'S ON ITEM 4?

JEREMY MARTIN DID WANT TO SPEAK IF THERE ARE QUESTIONS.

Dunkerley: ALL RIGHT. LET'S ASK THE COUNCIL, ARE THERE ANY QUESTIONS ON THE CONSENT AGENDA, COMMENTS? COULD I HAVE A MOTION?

...

McCracken: MOVE APPROVAL OF CONSENT.

Dunkerley: ANY OTHER QUESTIONS OR DISCUSSIONS?

McCracken: I HAVE NO COMMENTS.

Leffingwell: MAYOR, I'D JUST LIKE TO CALL ATTENTION TO ITEM NUMBER BE 37 ON THE AGENDA TODAY. WHICH IS AN OPEN GOVERNMENT INITIATIVE. WITH THIS ITEM THE CITY WILL BE COMMENCING A YEAR LONG PROCESS TO MAKE

OUR WEBSITE MORE USABLE AND PROVIDE MORE INFORMATION. OVER THE COURSE OF THE NEXT YEAR WE'LL BE CONDUCTING TOWN HALL MEETINGS, WE'LL BE CONVENING FOCUS GROUPS WITH PARTICULAR INTERESTS IN INFORMATION ON THE WEBSITE. AND WE ACTUALLY HAVE POSTED NOW A WEB SURVEY THAT CITIZENS CAN USE. IT'S AT WWW.AUSTINGO.ORG AND YOU CAN LOG ON RIGHT NOW AND GIVE US YOUR COMMENTS. THAT'S WHAT WE'LL BE DOING OVER THE NEXT YEAR IS GATHERING INFORMATION ABOUT HOW TO MAKE OUR WEBSITE THE VERY BEST ONE IN THE COUNTRY.

Dunkerley: COUNCILMEMBER MARTINEZ.

Martinez: MAYOR PRO TEM ORGANIZATION ITEM NUMBER 5 I JUST WANTED TO THANK STAFF FOR BRINGING THIS ITEM FORWARD. THIS IS OUR INTERLOCAL AGREEMENT FUNDING WITH THE TRAVIS COUNTY FIRE CONTROL. THEY DO TRAINING FOR A LOT OF YOUNG INDIVIDUALS WHO ARE LOOKING FOR A CAREER IN THE FIRE SERVICE, THEIR PLACEMENT RATE AND THEIR MINORITY PARTICIPATION RATE HAS BEEN ASTRONOMICAL AND HOPEFULLY THROUGH OUR NEGOTIATIONS THIS YEAR, WE CAN CREATE A PATHWAY FOR SOME OF THESE GRADUATES OF THIS PROGRAM TO A CAREER PATH WITHIN THE AUSTIN FIRE DEPARTMENT. WHAT WE FOUND OVER THE LAST FEW YEARS IS THAT VERY FEW OF THEM END UP COMING INTO THE AUSTIN FIRE DEPARTMENT BECAUSE CITIES LIKE HOUSTON AND DALLAS AND SAN ANTONIO ARE GOBBLING THEM UP AND HIRING THEM AWAY FROM US. SO HOPEFULLY THIS YEAR WE CAN CAPITALIZE ON THAT. BUT I DID WANT TO THANK STAFF FOR BRINGING THIS FORWARD AND WORKING THIS AGREEMENT OUT. ON A COUPLE OF OTHER ITEMS, 37, COUNCILMEMBER LEFFINGWELL ALREADY MENTIONED, BUT I AM GLAD TO BE SUPPORTIVE OF THIS ITEM AS WELL IN THAT WE'RE GOING TO BE REVAMPING OUR ENTIRE WEBSITE SO THAT FOLKS CAN HAVE MORE OPEN, PARTICIPATORY GOVERNMENT ONLINE. WE REALLY NEED INPUT, THOUGH. I CAN'T EMPHASIZE THAT ENOUGH. NONE OF THE REDESIGN REALLY IS REALLY GOING TO OCCUR UNTIL WE HAVE PUBLIC INPUT. WE HAVE PAPER SURVEYS YOU CAN FIND AT THE ONE STOP SHOP AND SEVERAL ACTIVITY CENTERS, BUT YOU CAN ALSO GO ONLINE AND GIVE YOUR INPUT. WE NEED THAT

FEEDBACK TO CREATE THE TRANSPARENCY AND ACCESS TO INFORMATION THAT CITIZENS WOULD REALLY LIKE TO SEE. NOT JUST THINGS LIKE RENEWING YOUR LIBRARY CARD ONLINE. ON ITEM 38, THIS IS A TREMENDOUS STEP FORWARD FOR THE AUSTIN FIRE DEPARTMENT. THIS IS IN REGARDS TO OUR STAFFING POLICY. IN 2009 THE CITY COUNCIL ADOPTED A TASKFORCE STAFFING RESOLUTION THAT CREATED A MINIMUM STAFFING PER UNIT IN THE AUSTIN FIRE DEPARTMENT. AN ORDINANCE WAS ALSO ADOPTED THAT YEAR, WHICH IS FOUR FIREFIGHTERS PER APPARATUS. THAT TOOK US A STEP IN THE RIGHT DIRECTION, BUT IT DIDN'T COMPLETE FULL COMPLIANCE WITH NFPA 1710. THIS RESOLUTION TODAY FINALLY GETS US THERE. IT IS OVER A CERTAIN TIME PERIOD BECAUSE IT IS VERY COSTLY AS WE KNOW, PUBLIC SAFETY IS NOT CHEAP, BUT THIS COMMITMENT IS GOING TO GET US TO FOUR FIREFIGHTERS PER APPARATUS EVERYWHERE IN THE CITY. SO NOT ONLY ARE YOU GOING TO GET A 300,000-DOLLAR FIRE TRUCK, YOU WILL GET IT FULLY STAFFED WITH FOUR FIREFIGHTERS READY TO GO WITHIN THREE TO FOUR MINUTES WHEREVER YOU ARE IN THE CITY. AND I THINK IT'S A HUGE STEP FORWARD. I THINK IT'S A STRONG COMMITMENT FROM THIS COUNCIL AND I THINK..... I THANK THE PUBLIC SAFETY TASKFORCE, BUT I SPECIFICALLY WANT TO THANK THE CHIEF AND THE FIREFIGHTERS ASSOCIATION, THEY ARE DOING THIS IN COMPLETE AGREEMENT AND THEY'VE WORKED THIS OUT BETWEEN THE TWO ORGANIZATIONS AND ARE TOTALLY COMMITTED TO OUR FIRE SERVICE AND OUR CITIZENS. AND I JUST THINK IT SPEAKS HIGHLY OF THE TYPE OF RELATIONSHIP THAT THEY ARE CONDUCTING THEMSELVES WITH. I WANT TO THANK CHIEF MCDONALD FOR HIS LEADERSHIP ON THIS AS WELL.

Kim: I'D LIKE TO HAVE THE CLERK SHOW ME AS ABSTAINING ON ITEM NUMBER 4, FLEAS. 4 PLEASE.

Dunkerley: IF THERE ARE NO OTHER QUESTIONS, BE WE HAVE A MOTION AND A SECOND ON THE CONSENT AGENDA. ALL THOSE IN FAVOR, PLEASE SAY AYE. THE VOTE IS 6-0 WITH THE MAYOR OFF THE DAIS. I HAVE TO SEE IF I DID THAT CORRECTLY. I THINK THE NEXT ITEM -- WE DO NOT HAVE ANY ITEMS TO DISCUSS IN EXECUTIVE SESSION, SO AT THIS TIME I WOULD LIKE TO RECESS THE COUNCIL MEETING UNTIL THE

12 OAK GENERAL CITIZEN COMMUNICATION. THANK YOU.

Dunkerley: I'D LIKE TO CALL BACK TO ORDER THE AUSTIN CITY COUNCIL. IT IS A LITTLE AFTER 12:00 AND TIME FOR OUR CITIZENS COMMUNICATION. SO AS I CALL THESE FORWARD, IF YOU WILL COME FORWARD. THE FIRST SPEAKER IS DALE FLATT.

GOOD ACKNOWLEDGE..... GOOD AFTERNOON. TODAY I WOULD LIKE TO GIVE YOU A SHORT REPORT ON THE STATUS OF OUR CITY'S CEMETERIES. IN A NUTSHELL, WE ARE IN BETTER SHAPE THAN MOST MUNICIPALITIES. OUR SITES ARE REGULARLY MOWED, TRASH IS PICKED UP AND THE NEEDS OF FAMILIES ARE MET WITH PROFESSIONALISM. WE DO HAVE SOME PROBLEMS, MOST OF WHICH CAN BE ADDRESSED THROUGH DOCUMENTATION AND THE EDUCATION OF STAFF AND THE PUBLIC. A CEMETERY CAN BE DESCRIBED IN MANY WAYS, BUT AS A MUNICIPALITY, YOU MUST THINK AS A CEMETERY PLOT AS THE ONLY PIECE OF PROPERTY YOU SELL ONCE BUT MUST MAINTAIN FOREVER. AND AS A MEMBER OF THE CITY MANAGEMENT, YOU NEED TO ASK HAVE WE PLANNED WELL AND WHAT WILL THE MAINTENANCE COST IN THE FUTURE. I WOULD ASK THAT YOU REVIEW THE ANNUAL BUDGET FOR THE FINANCIAL CONDITION OF THE CEMETERY DIVISION, BUT YOU WILL NOT FIND IT. THE CITY PRIVATIZED OUR CEMETERY DIVISION 15 YEARS AGO AS A COST SAVING MEASURE AND IT FELL OFF THE BUDGET RADAR. THERE IS NO QUESTION THAT WE HAVE SAVED TENS OF MILLIONS OF DOLLARS BY PRIVATIZATION, HOWEVER, MANY ITEMS ARE NOT COVERED IN THIS CONTRACT. ITEMS LIKE ROADS, SPRINKLER SYSTEM UPGRADES, FENCING, MATURE TREES, DEAD TREES AND STRUCTURES, TO NAME A FEW, ARE NOT COVERED IN THE CONTRACT DUE TO LACK OF FUNDS THEY HAVE BEEN NEGLECTED FOR YEARS. OF OUR FIVE CITY CEMETERIES, ONLY TWO HAVE PLOTS FOR SALE. EVERGREEN WILL RUN OUT IN A FEW YEARS, AUSTIN MEMORIAL IN YEARS. IT IS BASICALLY COVERING OUR CURRENT LEVEL OF MAINTENANCE AND NOT ALLOWING US TO DO ALL THE THINGS THAT NEED TO BE DONE NOR PLACE FUNDS IN AN ACCOUNT FOR THE FUTURE. ONCE WE RUN OUT OF PLOTS FOR SALE, THE MAJORITY OF COST WILL HAVE TO BE BORNE BY THE GENERAL FUND. WE HAVE NO LONG RANGE PLANS

AND VERY LITTLE MONEY IN THE BANK. A MASTER PLAN CAN COST A LOT OF MONEY. THAT'S WHERE SAVE AUSTIN CEMETERIES COMES IN. THROUGH NETWORKING THROUGH OTHER PRESERVATION GROUPS AND OTHER CITIES, THE TEXAS HISTORICAL COMMISSION AND THE UNITED STATES DEPARTMENT OF INTERIOR, WE HAVE PROVIDED PARKS AND RECREATION DEPARTMENT WITH A FIRST DRAFT OF A CEMETERY MASTER PLAN THAT COULD BE YAWDZ AS A TEMPLATE TO COLLECT THE NECESSARY DATA TO BEST MANAGE OUR ACTIVE AND INACTIVE HISTORIC CEMETERIES. THAT DRAFT IS AVAILABLE ONLINE AT OUR WEBSITE AT SACHOME.ORG. IN REVIEWING HISTORIC DOCUMENTS, WE KNOW CITIZENS REGULARLY REPORTED TO THE STATUS OF THE CEMETERIES TO THE CITY COUNCIL AS EARLY AS THE 1860s. OUR NEXT STEP IS TO DEVELOP A CEMETERY ADVISORY BOARD SO EACH CEMETERY CAN HAVE REPRESENTATION AND PARKS CAN CONTRUCTIVELY GET INPUT FROM STAKEHOLDERS. THROUGH AN ONGOING COOPERATION OF PARKS STAFF, OUR SERVICE CONTRACT EARN VOLUNTEER EFFORT, WE HOPE TO PROVIDE PARKS WITH THE NECESSARY DATA SO STAFF CAN CONSTRUCT THE BUDGET AND A LONG-TERM PLAN FOR OUR HISTORIC CEMETERIES. THANK YOU FOR THE TIME.

Dunkerley: THANK YOU VERY MUCH. SUSAN STEIN. WELCOME.

GOOD MORNING. I'VE COME HERE TODAY TO SPEAK FOR THE MANY, MANY VOICES OF SWIMMERS, PARK USERS AND AUSTINITES THAT HAVE BEEN METHODICALLY EXCLUDED FROM DISCUSSION AND THE DECISION-MAKING PROCESS CONCERNING THE BARTON SPRINGS MASTER PLAN. THERE IS GROWING CONCERN THAT THIS MASTER PLAN IS BEING RECORD THROUGH VOTES WITHOUT PROPER PUBLIC FORUM. YOU HAVE CHOSEN TO THINK OF FRIENDS OF BARTON SPRINGS POOL AS A CUMULATIVE VOICE OF THE PEOPLE. THEY ARE NOT. I REALIZE THAT THIS IS EASY TO LOOK AT THEM THIS WAY. BUT AS SUCH, THEY HAVE NOT SPOKEN FOR WHAT MANY OF US HAVE REQUESTED OF THEM. I'M NOT SURE HOW THEY GOT INTO THIS POSITION, BUT IT SEEMS THAT THEY DO HAVE YOUR EAR. I HAVE HEARD [INAUDIBLE] SAY HUNDREDS OF TIMES SAY THERE WERE HUNDREDS OF PUBLIC MEETINGS THAT HAVE BEEN HELD REGARDING THE MASTER PLAN PROCESS. IT'S SIMPLY

NOT TRUE. I LOOK FOR THEM AND I CAN'T FIND THEM. COULD YOU PUT THE SLIDE UP THAT WE HAD? THESE MEETINGS -- YEAH. THIS IS THE INFORMATION THAT LINEBACKER AND GOD FREE HAVE PUT OUT IN ORDER TO EXPLAIN WHEN AND HOW AND WHAT THIS PROCESS IS GOING TO LOOK LIKE. I DON'T KNOW ABOUT YOU, BUT I CAN'T READ IT AND I'VE TRIED. THEY ARE ARCHITECTS. I KNOW THEY HAVE WORK WITH A TIME LINE AND SOMETHING THAT'S EASY TO READ AND I'M SURE WITHIN THE INTERNAL STRUCTURES THAT'S WHAT THEY HAVE, THIS IS THE KIND OF THING THAT THE PUBLIC IS GETTING. OKAY? IT'S IMPOSSIBLE. THERE'S NOT EVEN A COLOR CODE KEY AT THE BOTTOM OF THIS. YOU CAN TAKE IT AWAY. IT'S USELESS, REALLY. BUT THAT'S WHAT WE'VE BEEN GETTING INFORMATION. THE MEETINGS THAT ARE HELD ARE DONE WITH A DELIBERATE INTENT TO NEVER DISCLOSE THE REAL PLAN. NO REAL INFO IS GIVEN AT THESE PUBLIC MEETINGS. IN AUGUST I ATTENDED A MEETING TO PRIORITIZE THE SHORT-TERM GOALS. AT THAT TIME THE ADA ACCESS TO THE SOUTH SIDE WAS DETERMINED TO BE PUT INTO PHASE 2. THERE WERE ALSO NO BUDGET NUMBERS GIVEN FOR THESE ITEMS LISTED. WHEN IT CAME OUT A WEEK OR SO LATER WITH THE COUNCIL, THE SOUTH SIDE A.D.A. MIRACULOUSLY REAPPEARED AND THE BUDGET FIGURES WERE GIVEN. I'D LIKE SOME FINANCIAL ACCOUNTABILITY. I WOULD LIKE TO KNOW WHAT'S GOING ON WITH THIS PROCESS AS IT'S HAPPENING AND AS BEFORE THE DECISIONS ARE BEING MADE. I LOOK AT THE ESTIMATES THAT I PULLED OFF OF THE WEBSITE AND I HAVE \$905,000 TO REMOVE THE GRAVEL BAR. I HAVE OVER A MILLION DOLLARS FOR GENERAL GROUND IMPROVEMENTS. \$571 FOR AN ACCESSIBLE ROUTE AT THE SOUTH SIDE, WHICH, BY THE WAY, PROBABLY SHOULDN'T EVEN BE IN THIS, AS WE TALKED ABOUT, BUT HERE IT IS AT ALMOST \$600,000. GOSH, WE HAVE 476,000 TO REHABILITATE A BATHHOUSE. WHERE DO THESE NUMBERS COME FROM? WHERE'S THE BACKUP FOR THEM? WHO IS GOING TO BE ACCOUNTABLE TO IT AND HOW DID THEY GET SO MUCH MONEY SO QUICKLY?

Dunkerley: THANK YOU.

SO I JUST WOULD LIKE TO SAY ONE LAST THING. WE HAVE A RIGHT TO KNOW AND PARTICIPATE IN THE DECISIONS THAT AFFECT THE VERY HEART AND SOUL OF THIS CITY. IT'S

EASIER TO MAKE ALL THESE DECISIONS INTERNALLY. I UNDERSTAND THAT. BUT I URGE YOU TO DO THE RIGHT THING. LISTEN TO THE PEOPLE. WE ELECTED YOU, WE HAVE TRUST IN YOU. DON'T LET US DOWN. DO THE RIGHT THINGS. SLOW DOWN THIS PROCESS AND ASK FOR PUBLIC PARTICIPATION AND VOICE IN THIS VERY CRITICAL MATTER.

Dunkerley: THANK YOU VERY MUCH. COUNCILMEMBER.

MA'AM, I WANTED TO LET YOU KNOW I HAVE HEARD-REQUESTS IN TERMS OF GETTING MORE DETAIL ABOUT WHAT THE PLANNING PROCESS IS AND WHAT SHOULD BE AND SO I DO HAVE SOME INFORMATION MY STAFF IS GETTING RIGHT NOW. IF YOU WILL HOLD ON, I'LL GET HEIDI, MY AIDE, TO GET THAT TO YOU. LET'S HAVE A DISCUSSION ABOUT WHAT YOU AND THE OTHERS WOULD LIKE TO HAVE BECAUSE I DON'T KNOW WHAT YOU ALL WANT SPECIFICALLY IN TERMS OF PROCESS AND WHAT THE CITY STAFF BELIEVES PROCESS IS AND SO I THINK WE NEED TO HAVE THAT IN WRITING AND JUST HAVE BACK AND FORTH COVERINGS..... CONVERSATION YOU WOULD LIKE TO SEE, AT WHAT STAGES YOUR LEVEL OF INVOLVEMENT BECAUSE THERE IS PROCESS INVOLVING RESPONSE TO IDEAS THAT THE STAFF HAS PUT OUT OR THE ARCHITECTS PUT OUT, BUT THEN I GET A SENSE THAT YOU WANT MORE INVOLVEMENT AT THE EYE DATION STATION OF THE PRO PROJECT AND I'M NOT SURE WHERE YOU WOULD LIKE TO END UP ON THIS.

THANK YOU. I THINK I CAN SPEAK FOR SOME PEOPLE, MYSELF IN PARTICULAR. I'D LIKE TO BE INVOLVED BEFORE THE DECISIONS ARE DONE DEALS.

OKAY.

AND ACROSS THE BOARD IN THIS SITUATION, WHAT MOST PEOPLE I THINK ARE FEELING IS THAT THE DECISIONS HAVE ALREADY BEEN MADE, AND WHATEVER PUBLIC PROCESS IS GOING ON IS MERELY A FORMALITY TO DEAL WITH THE LEE LEE LEGALITIES OF NEEDING SOME PUBLIC FORUM. IT'S NOT FELT ANY SWIMMERS, PUBLIC PARK USERS, PEOPLE DON'T KNOW. I SWIM IN THE MORNINGS AND REGULAR SWIMMERS DON'T KNOW ABOUT THE MASTER PLAN. AND THEY ONLY KNOW LITTLE BITS OF WHAT'S MAYBE BEING PUT UP AT THE

POOL WHICH IS MINOR AMOUNTS TO WHAT'S REALLY BEING DECIDED ABOUT THIS.

LET'S GET YOU WHAT THE STAFF HAS PROVIDED US AND IF YOU CAN GIVE US YOUR SPECIFIC IDEAS THAT WOULD REALLY HELP US TO GET MORE CONCRETE UNDERSTANDING OF WHAT THE PROCESS IS THAT PEOPLE WOULD FEEL IS HELPFUL IN ACTUALLY GETTING YOUR IDEAS AND THAT YOU DON'T FEEL THAT YOU ARE JUST KIND OF RUBBER STAMPING DECISIONS. THIS IS NOT AT ALL WHAT THE COUNCIL WANTS. WE REALLY DO WANT TO HAVE INPUT AT THE RIGHT TIME AND LET'S FIGURE THAT OUT.

ARE YOU ALL MAKING DECISIONS AT THIS POINT THAT CANNOT BE TAKEN BACK?

NOT THAT I'M AWARE OF, NO, WE HAVE NOT LET ANYTHING IN CONSTRUCTION OR ANYTHING LIKE THAT AT ALL.

THANK YOU.

THANK YOU.

Dunkerley: THANK YOU VERY MUCH. BRIAN LEONARD.

GOOD AFTERNOON. I'M HERE TO PETITION THE COUNCIL TO SLOW DOWN THE MASTER PLAN PROCESS OF BARTON SPRINGS AS WELL. THE MASTER PLAN FOR BARTON SPRINGS POOL DETERMINES A COMMUNITY-WIDE STAKEHOLDER PROCESS. THE CITY HAS GRANTED \$6.2 MILLION TO ACCOMPLISH MAJOR OBJECTIVES THAT WILL CHANGE BARTON SPRINGS FOREVER AND YET MOST OF THE PUBLIC STILL REMAINS UNAWARE. THE PUBLIC DOESN'T KNOW, FOR EXAMPLE, THAT YOU ARE PLAN TO GO TEAR OUT MOST OF THE TREES BEHIND THE DIVING BOARD AREA, FOREVER CHANGING THE LOOK AND FEEL OF ONE OF THE MOST NATURAL FEELING AREAS OF THE POOL. DESPITE WHAT HAS BEEN PORTRAYED BY THOSE INVOLVED, THERE HAS BEEN NO REAL PUBLIC VOICE ALLOWED IN THIS PROCESS AT ALL. THIS IS CAUSING A GROWING NUMBER OF PEOPLE GREAT CONCERN. VEENTLY A LETTER WAS MAILED TO THE COUNCIL EXPRESSING THIS CONCERN. IT WAS SIGNED BY SAVE BARTON CREEK ASSOCIATION, SIERRA

CLUB REGIONAL GROUP, SAVE OUR SPRINGS ALLIANCE, TEXAS ENVIRONMENTAL DEMOCRATS AND AT LEAST 50 OTHERS. IT IS DISTURBING AND SURPRISING TO ME THAT THE FRIENDS OF BARTON SPRINGS ARE NOT ON THIS LIST. I JUST REALLY WANT TO MAKE ONE THING CLEAR. THE FRIENDS OF BARTON SPRINGS ARE NOT THE VOICE OF THE PEOPLE. THEY AND PERHAPS SOME OF YOU WOULD LIKE TO THINK THAT THEY ARE, BUT THEY ARE NOT. THEY DON'T COME CLOSE TO REPRESENTING OUR INTERESTS OR OUR CONCERNS. YET THEY HAVE PUT THEMSELVES IN A POSITION WHERE THEY HAVE YOUR ATTENTION. YET THEY WILL IGNORE US. SO THEY ARE NOT REPRESENTING OUR VOICE. THERE'S A SERIOUS MISREPRESENTATION GOING ON HERE. IT IS VERY SAD AND UPSET TO ME THAT A PLACE AS SPECIAL AS BARTON SPRINGS MAY BE BEING USED FOR THE POLITICAL AND FINANCIAL GAIN OF A FEW. A FEW DISRESPECTFUL TO THE SPIRIT OF THE SPRINGS AND THE VOICE OF THE PUBLIC TO PROCEED WITH PLANS TO RADICALLY ALTER THIS HISTORIC ICON. I ASK YOU SIMPLY TO DO WHAT IS RIGHT. SLOW DOWN THIS MASTER PLAN PROCESS. CREATE FINANCIAL COWBLIGHT FOR ALL THIS MONEY. AND INVITE AND ENCOURAGE PUBLIC PARTICIPATION. ALTHOUGH IT IS SELDOM SEEN THESE DAYS, THERE IS STILL MANY OF US WHO RESPECT A DEMOCRATIC PROCESS. I INVITE TO YOU RETURN TO THE ROOTS OF WHAT MADE THIS COUNTRY GREAT AND LET THE PEOPLE'S VOICE BE HEARD. WE LIVE IN AUSTIN. SOME OF THE MOST BEAUTIFUL AND CREATIVE PEOPLE IN THE WORLD ARE RIGHT HERE. IMAGINE THE POSSIBILITIES FOR RENEWED BARTON SPRINGS BY LETTING THE PUBLIC VOICE AND THE CREATIVE COMMUNITY HERE BE A PART OF THIS CHANGE. WE ALL KNOW CHANGE IS COMING. I'M NOT AGAINST THAT. I'M ASKING TO YOU LET THE PEOPLE BE INVOLVED. HAVE THE COURAGE TO SAY YES TO A PUBLIC PROCESS, TO A REAL PUBLIC PROCESS. ASK THE CREATIVE COMMUNITY FOR IDEAS AND FEEDBACK. ALL I'M ASKING IS THAT YOU LET THIS CHANGE BE SOMETHING THE COMMUNITY DOES TOGETHER. FOR THE BETTERMENT OF ALL. I ASK YOU TO PLEASE RESPECT THE SPRINGS.

Dunkerley: THANK YOU VERY MUCH. I WOULD LIKE TO JUST SAY FOR YOUR ASSURANCE, THESE PROJECTS ARE

BUDGETED BY THE COUNCIL THROUGH THE CAPITAL BUDGET PROCESS, AND WE HAVE A CONTROL SYSTEM IN PLACE TO SEE THAT THOSE FUNDS ARE USED FOR THE SPECIFIC PROJECTS THAT WE BUDGET. I THINK YOU DO HAVE, IF YOU HAVE A VALID INTEREST IN GETTING YOUR INPUT AS TO PERHAPS WHAT THOSE PROJECTS NEED TO BE, BUT THERE IS ACCOUNTABILITY FOR THE DOLLARS, SO I WANTED TO ASSURE YOU OF THAT.

I'M GLAD TO HEAR THAT BECAUSE SOME OF THE NUMBERS WERE QUITE STARTLING. ALMOST \$300,000.

Dunkerley: PERHAPS YOU CAN GET WITH THIS LADY AND FIGURE OUT A WAY TO GET YOUR COMMENTS INTO THIS PROCESS AND BE A PART OF IT.

OKAY.

Dunkerley: THANK YOU. PATTY SPRINKLE.

[INAUDIBLE]

Dunkerley: I'M SORRY?

[INAUDIBLE]

Dunkerley: SURE. PATTY SPRINKLE.

GOOD AFTERNOON. I'M PATTY SPRINKLE WITH THE GLENDALE ELEMENTARY NEIGHBORHOOD ASSOCIATION. AND I'M HERE WITH SOME GOOD NEWS. I WANT TO LET EVERYBODY KNOW THAT WE'RE WORKING VERY DILIGENTLY WITH TERRY MITCHELL AND MOMARK AND WE HAVE REACHED AN AGREEMENT TO WORK TOWARDS A LESS DENSE PROJECT ON THE SITE OF CUMBERLAND AND SOUTH 5th, AND SO I WOULD JUST LIKE TO SAY WHEN I FIRST MADE MY APPOINTMENT TO SPEAK WITH YOU, I MIGHT HAVE HAD A SLIGHTLY DIFFERENT TONE THAN I HAVE TODAY, BUT I DO WANT TO SAY THAT WE'RE VERY ENCOURAGED THAT WE'RE MAKING SOME PROGRESS. BUT AS WE'RE WORKING THROUGH THIS PROCESS, WE'VE BECOME AWARE THAT THE TRAFFIC STILL IS A MAJOR ISSUE ALONG SOUTH 5th AND CUMBERLAND. I KEEP HEARING OVER AND OVER AGAIN

FROM MY NEIGHBORS THAT DURING RUSH HOUR IN THE MORNING AND IN THE AFTERNOON IT'S JUST UNBEARABLE. AND WE'RE CONCERNED, WE HAVE AGREED TO -- OR THE DEVELOPER HAS AGREED TO DECREASE THE NUMBER OF UNITS WHICH WE KNOW WILL HELP, BUT THEY ARE GOING TO BE CONDOS, THREE-BEDROOM CONDOS, TWO-BEDROOM CONDOS, AND THE NATURE OF WHO IS LIVING IN CONDOS IS CHANGING IN OUR CITY AND WHILE IT WOULD BE HOPEFUL MAYBE A SINGLE-FAMILY FAMILY WOULD MOVE IN THAT WOULD HAVE ONE OR TWO CARS, THE REALITY IS YOUNG URBAN PROFESSIONALS WHO WILL BE GROUPING TOGETHER THREE AND FOUR IN THESE UNITS AND EACH OF THEM WILL HAVE A CAR. IT'S NOT LIKE NEW YORK CITY YET. SO WE ARE CONCERNED THAT THERE WILL BE ADEQUATE PARKING FOR EVERYBODY, THAT OUR LITTLE ARTERIAL OF SOUTH FIFTH IS NOT A MAJOR ARTERY, YET AT THE SAME TIME IT'S TREATED AS SUCH BY THE CITY. OUR NEIGHBORHOOD HAS BEEN ASKING FOR TRAFFIC CALMING ALONG THIS ROUTE FOR YEARS NOW, EVER SINCE I'VE BEEN INVOLVED IN THE NEIGHBORHOOD ASSOCIATION, WE'VE BEEN BRUSHED ASIDE REPEATEDLY. WE HAVE ASSURANCE FROM THE DEVELOPER THAT THEY ARE WILLING TO KICK IN FUNDS AND WORK WITH US ON THIS PART OF THE PROJECT. WE REALLY FEEL THAT THIS SITE BECAUSE OF THE TOPOGRAPHY OF THE HILL, IF YOU ARE FAMILIAR, IT KIND OF SLIDES UP. THERE'S A PLACE WHERE YOU CANNOT SEE THAT IT'S GOING TO CREATE A LOT OF IMPACT TO THE NEIGHBORHOOD. NOW, WE'RE ASSURED THAT THE MASSING OF THE DENSITY WILL DECREASE, BUT AT THE SAME TIME IF YOU ARE HAVING CONDOMINIUMS AND THREE-BEDROOM UNITS, WE KNOW THE TRAFFIC IS GOING TO INCREASE MORE THAN A TYPICAL TRAFFIC ANALYSIS IS GOING TO SHOW THAT'S USE FOR SF-6 OR SF-3. I WOULD LIKE TO SAY IN OUR NEIGHBORHOOD RIGHT NOW WE'RE FACING INTENSE DEVELOPMENT PRESSURES. WE HAVE MANY, MANY PROJECTS GOING ON. THERE IS NO BIG PICTURE OF HOW ALL THIS TRAFFIC COMES TOGETHER AND AFFECTS THE NEIGHBORHOOD. AND WHEN YOU HAVE A 10-ACRE SITE THAT YOU ARE WISH TO GO ADD MORE DENSITY TO THE CITY, YOU'VE GOT TO HAVE THE INFRASTRUCTURE TO SUPPORT THIS DENSITY. WE'RE NOT SEEING THAT. I'VE BEEN INVOLVED IN NEIGHBORHOOD PLANNING FOR SEVERAL

YEARS. WE'RE TALKING ABOUT 20 YEARS FROM NOW. BUT WE NEED SOME SHORT-TERM GOALS TO ADDRESS THE PEOPLE WHO LIVE HERE NOW INSTEAD OF PLANNING FOR PEOPLE WHO MAY OR MAY NOT GET HERE. WE'RE OPTIMISTIC ON THIS PROCESS, BUT WE NEED SOME SUPPORT FROM THE CITY TO TRY TO MAKE THIS WORK FOR EVERYBODY, TO INCREASE DENSITY IN THE CITY, WE NEED EVERYBODY WORKING TOGETHER AND WE NEED THE CITY TO HELP WITH THIS.

Dunkerley: THANK YOU VERY MUCH, AND I REALLY APPRECIATE YOU WORKING WITH THE DEVELOPERS BECAUSE THE MORE AGREEMENT YOU HAVE, THE LESS CONTENTION WE HAVE.

ABSOLUTELY.

Dunkerley: THANK YOU VERY MUCH. WE APPRECIATE IT.
CAROL ANNE ROSE KENNEDY.

THANK YOU ALL FOR HAVING ME. I SHOULD HAVE KEPT ON MY HALLOWEEN MASK LAST NIGHT BECAUSE I BURNED MY FACE WITH A HOME PERMANENT. WHEN THE COPS WON'T LEAVE YOU ALONE, YOU HAVE THE RIGHT TO REMAIN STUPID. LESSON NUMBER 1, OPEN CONTAINER. OPEN CONTAINER HAS A POTENTIALLY SOCIALLY ACCEPTABLE AVENUE FOR ADVANCED RECYCLING IN TEXAS. QUESTION. WHO, WHAT, WHERE, WHEN AND HOW DOES PRIVATE INTOXICATION BECOME PUBLIC INTOXICATION? BY JUDGING A BOOK BY ITS COVER, NOW THAT'S NOT SMART. EXHIBIT A. THIS PREVIOUSLY OPENED CONTAINER PRESENTLY CONTAINS CAFEAULET. SOMETIMES IT'S COLD, SOMETIMES HOT DEPENDING ON MY COMFORT LEVEL. YOU CAN PARK IT IN YOUR LAP WHILE WAITING FOR YOUR CHEVY TO HEAT UP OR COOL DOWN. EAT YOUR HEARTS OUT STARBUCKS AND McDONALD'S. EXHIBIT B. THIS PREVIOUSLY OPENED CONTAINER PRESENTLY CONTAINS PEANUTS AND RACE..... AND RAISINS. FOR EXAMPLE, BABY ASPIRIN OR BABY BENEFIT DRILL. EXHIBIT C, MAGNESIUM CITRATE. THIS PREVIOUSLY UNOPENED CONTAINER PRESENTLY CONTAINS THE DOCTOR'S ORDERS TO BEGIN TO PREPARE FOR COLONOSCOPY. YOUR BASIC OLD PERSON CAN TELL YOU WHEN IT'S TAKEN EFFECT, WHEN I REACH FOR MY DEPENDS.

EXHIBIT D. [INAUDIBLE] WATER. THIS CONTAINER CONTAINS EXACTLY WHAT IT SAYS. THAT WOULD BE DISTILLED WATER WITH ELECTROLYTES, MAGNESIUM, CALCIUM, CHROMIUM AND POTASSIUM. I NEED TO TIMELY CONSUME THIS LITER BY THE FIRST SUNRISE. I'VE BEEN DOING THIS FOR THREE YEARS AND IT STILL HASN'T KICKED IN. BUT IT'S JUST WHAT THE DOCTOR ORDERED. EXHIBIT E. I'M ON MY WAY TO THE LAB. THIS PREVIOUSLY OPENED, BEEN STERILIZED, THEN CLOSED CONTAINER CONTAINS MY PREVIOUS THREE FIRST MORNING PEES. ON THAT NOTE I WOULD LIKE TO CORDIALLY INVITE THE AUSTIN COPS TO PERFORM THEIR SMELL TEST ON THE WAY OUT. PS, WHEN THE COPS WON'T LEAVE ME ALONE, I WILL WAIVE THE RIGHT TO REMAIN STUPID. THANK YOU.

Dunkerley: RITA GONZALEZ GARZA. NEXT IS PHILLIP A. DICK. GUS PENA.

GOOD AFTERNOON, COUNCIL. GUS PENA. I ALSO ROWN FOR COUNCIL IN 96, 97 UNSUCCESSFULLY. THE R WORD, RECESSION. WE'RE PRETTY DARN CLOSE TO HAVING A MINOR RECESSION. IF YOU DON'T BELIEVE IT, LOOK AT THE HOUSING CHURCH, THE PEOPLE FORFEITING THEIR HOMES, FORECLOSURES. IF YOU DON'T BELIEVE ME, GO OUT INTO THE COMMUNITY. WE TALKED ABOUT THIS WHEN MAYOR WATSON TOOK OFFICE, MAYOR PRO TEM. THE CITY HAS BECOME UNAFFORDABLE. YOU CAN SEE IT IS, BUT I WOULD SAY AFFORDABLE FOR WHOM. YOU HAVE A STATUTORY RESPONSIBILITY TO TAXPAYERS TO MAKE THE CITY EQUITABLE, AFFORDABLE AND ACCESSIBLE TO EVERYBODY NOT JUST FOR SOME. THE GAP WIDENS BETWEEN THE HAVES AND HAVE NOTS AND I'M CONCERNED NOBODY COMES IN HARDLY TO SPEAK ABOUT THE POOR, THE NEEDY AND THE HAVE NOTS. VERY UNACCEPTABLE. SENIOR CITIZENS STAND TO LOSE THEIR HOMES. THEY CANNOT AFFORD TO PAY TAXES MUCH LESS BUY GROCERIES, THEY HAVE TO REENTER THE WORKFORCE. WHEN OUR CHILDREN GROW UP, THEY WON'T BE ABLE TO AFFORD HOMES WE CANNOT AFFORD. NOT ACCEPTABLE FOR THIS SO-CALLED GREAT CITY. AND I'M A NATIVE EAST AUSTINITE. GREW UP HERE, BEEN HERE ALL MY LIFE EXCEPT WHEN I WAS IN THE MARINE CORPS SIX YEARS. WHEN DID IT BECOME APPROPRIATE FOR A HIGH RANKING ASSISTANT CHIEF TO

TELL A PACKS PAIR BE CAREFUL WHAT YOU SAY AT CITY COUNCIL OTHERWISE YOU WILL NOT BE ABLE TO GET HELP FROM US. NOT ACCEPTABLE. CHIEF, YOU KNOW WHO I'M TALKING ABOUT. I HOPE YOU ARE LISTENING TO THIS. CHIEF, WE'RE GOING TO TALK. NOT GOOD AT ALL. NOT ACCEPTABLE. GANG ACTIVITY IS ON THE INCREASE, TAGGING IS ON THE INCREASE, VIOLENCE. BACK IN 1994 BEFORE ANY OF YOU ALL WERE AT CITY COUNCIL, YOU WERE WITH THE BUDGET OFFICE, BETTY, WE SET UP A MEETING WITH SPECIAL AGENT BYRON SAGE, WITH THE ATF, UNITED STATES ATTORNEY'S OFFICE, UNITED STATES MARSHAL'S OFFICE, UNITED STATES GANG TASK FORCE TO TRY AND COMBAT GANG ACTIVITY, HELP AUGMENT APD IN THEIR EFFORTS HELPING CITIZENS. WHY IS IT ACCEPTABLE AND HOW IS IT ACCEPTABLE FOR PUNKS, HOODLUMS TO FOLLOW OUR CITIZENS TRYING TO RUN THEM OFF THE ROAD. THE CITIZEN HAS ALREADY SUPPLIED 95 OR OVER LICENSE PLATES TO APD AND NOTHING HAS BEEN DONE ABOUT IT. THIS INDIVIDUAL AND FAMILY NEARLY GOT RUN OVER TWICE TUESDAY. A GREEN S.U.V. AND RED MUSTANG. THESE HOODLUMS ARE LAUGHING AT THESE PEOPLE. THAT IS NOT ACCEPTABLE. THAT'S WHY WE WANT FEDERAL INTERVENTION. THE ISSUE IS THIS, WE'RE NOT GETTING ANY HELP FROM THE CITY. RELEASE THE MONEY SO THAT THE OFFICERS CAN WORK OVERTIME. I WAS CONCERNED WHEN YOU SAID THEY ARE MAKING TOO MUCH OVERTIME. PEOPLE OUT THERE, YOU NEED TO KNOW THERE IS CRIMINAL ACTIVITY THAT NEEDS TO BE ADDRESSED BY THE APD AND THEY NEED THAT OVERTIME TO WORK EXTRA HOURS. I WILL WRAP UP BY SAYING HELP OUR VETERANS. THEY ARE HURTING, THEY ARE NOT GETTING THE HEALTH CARE THEY NEED. MONDAY TOP POLICE V.A. CLINIC IS SEEING THE RETIRED AND DISABLED. THE REST OF US, AND I'LL WRAP UP, I DESERVE A COUPLE OF SECONDS MORE. HELP OUR VETERANS OUT, MR. SMITH. LOOK AT THIS GUY, HE'S VERY PROFESSIONAL. WHEN HE SAYS HELLO TO YOU AND TO MY SON, THE REST OF YOU, IF YOU DON'T HAVE THE COMMON COURTESY, HE HAS RESPECT FOR THE COMMON PEOPLE. HE SAYS HELLO AND HAVE A GOOD DAY. LISTEN TO THE PUBLIC AND WHAT THEY SAY. IT'S VERY IMPORTANT TO PARTICIPATE BEFORE ANY ACTION IS TAKEN. THANK YOU

ALL VERY MUCH.

Dunkerley: THANK YOU VERY MUCH. RICHARD VIKTORIN.

COUNCIL, MAYOR PRO TEM, GOOD AFTERNOON. I SHARE SOME OF THE CONCERNS THAT THE BARTON SPRINGS EVACUATIONS HAVE.....ADVOCACYS HAVE ABOUT SOME OF THESE CITY PROCESSES FOR ORDAINING RESULTS AND I'VE GOT SOME OVERHEAD IF I CAN GET TO THE MICROPHONE. NEXT THURSDAY YOU ALL WILL BE CONSIDERING HEARING THE BALCONES CANYONLAND PLAN, FIVE-YEAR MANAGEMENT PLAN REVISIONS. I BELIEVE THAT SOME OF THE PROVISIONS PERTAINING TO PUBLIC ACCESS HAVE NOT BEEN WELL CONSIDERED. THE FIRST THING I WOULD LIKE TO HAVE YOU LOOK AT IS THE BALCONES CANYONLAND WAS PAID FOR WITH BONDS FROM THE 1992 BOND ELECTION. CAN WE GET THAT OVERHEAD UP, PLEASE? \$22 MILLION, 64% OF CITY OF AUSTIN VOTERS APPROVED, TO READ FROM THE LANGUAGE IN THE BOND, FOR THE PUBLIC PURPOSE OF PAYING COSTS INCURRED IN THE ACQUISITION AND IMPROVEMENT OF LAND AND PROVIDING OPEN SPACE FOR PUBLIC USE. THE NEXT DOCUMENT I WOULD LIKE YOU TO LOOK AT IS A CASE STUDY FROM THE NATIONAL CENTER FOR ENVIRONMENTAL DECISION-MAKING AND RESEARCH. THIS CUSHD..... OCCURRED THREE YEARS -- OR WHAT IS TALKED ABOUT IN THIS CASE STUDY OCCURRED THREE YEARS AFTER THE BONDS WERE APPROVED. AND WE'RE TALKING ABOUT THE FINAL DECISION THAT WAS MADE ABOUT THE BCP AND HOW IT WILL WORK. WHEN I READ FROM THIS DOCUMENT, SPARKED BY BASEBALL GOT STAFF A WORKING GROUP WAS FORMED CHAIRED BY COUNTY COMMISSIONER AND CONSISTING OF FOUR MEMBERS FROM ENVIRONMENTAL GROUPS, FISH AND WILDLIFE, AUSTIN CITY COUNCILMEMBER, PARKS -- TEXAS PARKS AND WILDLIFE AND THE LOWER COLORADO RIVER AUTHORITY WERE EX-OFFICIO MEMBERS. NO USER ADVOCATES IN THAT GROUP. NO ACCESS ADVOCATES. WE WEREN'T AT THE TABLE THEN AND I DON'T THINK WE'RE AT THE TABLE NOW. THE NEXT OVERHEAD SHOWS THE TRACTS THAT WERE PURCHASED WITH THE BOND FUNDS. FOREST RIDGE, HANKS, LANIER, CANYON CREEK, JESTER, HILL TOP, IVANHOE, LIME CREEK, PARK WEST, COLD WATER, LONG CANYON, DOUBLE J AND T, REICHER RANCH, BULLS RANCH, SHANNA HILLS. IF WE

COULD SWITCH TO THE MAP OF THE BCP. I'D LIKE TO SHOW YOU GRAPHICLY IS UNDERLINED ARE ALL THE TRACTS THAT WERE PERFORMED WITH BCP BOND FUNDS. STRETCHING FROM FOREST RIDGE OFF 360, IVANHOE ABUTTING 222, PARK WEST, CANYON CREEK, FRANKLIN, LONG CANYON, COLD WEATHER, EMMA LONG PARK, CORTANA BEHIND STEINER RANCH, REICHER RANCH, BOWLS. NONE OF THESE TRACTS ARE OPEN TO THE PUBLIC. BUT THE BOND LANGUAGE CLEARLY SAYS THEY ARE TO BE OPEN FOR PASSIVE PUBLIC USE. COULD WE GO TO THE NEXT OVERHEAD, PLEASE? THIS IS A POSTED SIGN. BCP, NO PRESS PASSING. THE NEXT -- PRESS..... TRESPASSING. BALCONES LAND PRESERVE, NO TRESPASSING. THE NEXT OVERHEAD, PLEASE. THIS IS COORDINATING COUNCIL AGENDA FROM THE LAST COORDINATING COUNCIL. THIS IS A GOVERNMENT BODY OF THE BCP CHAIRED BY MAYOR WYNN. THE VERY FIRST ITEM ON THE COORDINATING COMMITTEE MEETINGS IS ALWAYS LAW ENFORCEMENT. THE LAW ENFORCEMENT BRIEFING. THEY ARE ARGUE OUR CITIZENS ON THE BCP FOR GOING TORE HIKES. RIGHT NOW THAT'S MAINLY -- THAT ENFORCEMENT ACTIVITY IS MAINLY BY THE COUNTY, BUT YOU WILL SEE IT SAYS LAW ENFORCEMENT BRIEFING, TRAVIS COUNTY, CITY OF AUSTIN, SO CITY OF AUSTIN COULD BRING THAT SAME ENFORCEMENT ACTIVITY. [BUZZER SOUNDING] AGAIN, CITIZENS HAVE APROVED BONDS FOR OPEN PUBLIC ACCESS TO THE BCP. THANK YOU VERY MUCH FOR YOUR TIME.

Dunkerley: THANK YOU. LAST SPEAKER, ROBERT McDONALD. LET'S GO BACK AND SEE IF ANY OF THE OTHERS PREVIOUSLY CALLED ARE HERE NOW. RITA GONZALEZ GARZA. PHILLIP A. DICK. I'D LIKE TO ASK THE CITY CLERK IF ANYONE ELSE HAS SIGNED UP. OKAY. THAT BEING THE CASE, WE WILL RECESS THIS MEETING OF THE CITY COUNCIL UNTIL THE 4:00 ZONING HEARINGS. THANK YOU VERY MUCH.

Dunkerley: AT THIS TIME I WOULD LIKE TO RECONVENE THE AUSTIN CITY COUNCIL FOR OUR 4:00. IT'S NOW ALMOST 4:08, ZONING ORDINANCES. AND I THINK WE HAVE GREG GUERNSEY FROM PLANNING WORKING HIS WAY TO THE DAIS.

THANK YOU, MAYOR PRO TEM. WELCOME, MEMBERS OF COUNCIL AND AUDIENCE. GREG GUERNSEY. LET ME GO THROUGH OUR 4:00 ITEMS THAT I THINK WE CAN OFFER AS CONSENT ITEMS. THESE ARE THE ITEMS FOR OUR PUBLIC HEARINGS HAVE BEEN CLOSED AND I HAVE THREE. THE FIRST ONE IS ITEM 50, CASE NP-07-0024, IT'S APPROVE SECOND AND THIRD READINGS OF AN AMENDMENT TO THE AUSTIN TOMORROW COMPREHENSIVE PLAN BY ADOPTING THE BURNET/GATEWAY 2035 PLAN. ITEM 51, C142007-0157. THIS IS SECOND AND THIRD READINGS FROM THE PROPERTY BOUNDED BY MOPAC EXPRESSWAY, METRIC BOULEVARD, HIGHWAY 183, RESEARCH BOULEVARD, AND BRAKER LANE. THE FINAL ITEM I'LL OFFER BY CONSENT UNDER THIS AREA OF THE AGENDA IS ITEM 52, CASE C 20-07-012, AND THIS IS APPROVE SECOND AND THIRD READINGS OF AN ORDINANCE AMENDING THE CITY CODE TO CREATE THE NORTH BURNET/GATEWAY OVERLAY DISTRICT AND ESTABLISH ASSOCIATED USE AND SITE DEVELOPMENT REGULATIONS. WITH THAT, THAT CONCLUDES THIS PORTION OF THE AGENDA I CAN OFFER FOR CONSENT APPROVAL.

Dunkerley: DOES THE COUNCIL HAVE ANY QUESTIONS OF MR. GUERNSEY? MOVE APPROVAL. ALL RIGHT. MOVE APPROVAL OF ITEMS 50, 51 AND 52. SECONDED BY COUNCILMEMBER McCRACKEN. ALL OF THOSE IN FAVOR OF THE CONSENT AGENDA SAY AYE. AND THAT VOTE WAS 5-4. COUNCILMEMBER KIM AND MAYOR WYNN OFF THE DAIS. MR. GUERNSEY.

THANK YOU. MAYOR PRO TEM, LET ME CONTINUE WITH THE REMAINDER OF OUR AGENDA THAT I'LL OFFER THESE ITEMS FOR CONSENT. UNDER ZONING AND NEIGHBORHOOD PLAN AMENDMENTS, PUBLIC HEARINGS AND POSSIBLE ACTION. THE FIRST ITEM ITEM 53, CASE C142007-0092, 300 SAN JACINTO. WE HAVE AN APPLICANT FIRST REQUEST FOR DECEMBER 13th FOR A POSTPONEMENT. THAT'S ITEM NUMBER 53 FOR POSTPONEMENT REQUEST BY IF BY THE APPLICANT TO DECEMBER 13. ITEM 54, C142007-0106, THE CHINA TOWN RESIDENTIAL AS 104 FERGUSON DRIVE. THIS IS A REZONING REQUEST FROM GENERAL COMMERCIAL SERVICES OR CS DISTRICT ZONING AND LIMITED OFFICE, LO DISTRICT ZONING TO GENERAL COMMERCIAL SERVICES, MIXED USE CONDITIONAL OVERLAY. THE PARTLY CLOUDY

PLANNING COMMISSION WAS TO GRANT GR-MU-CO AND THIS IS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ITEM NUMBER 55, CASE C14... C142007-0165 SUNSET LOT NUMBER 1 AT.....1, A REQUEST FROM SINGLE-FAMILY RESIDENCE LOT TO FAMILY RESIDENCE OR SF-3 DISTRICT ZONING. THE ZONING AND PLATTING COMMISSION RECOMMENDATION WAS TO GRANT FAMILY RESIDENCE CONDITIONAL OVERLAY. AND THIS IS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ITEM 56, CASE C142007-0171, THE DOMAIN PROPERTY AT 10,700 TO 11,000 BURNET ROAD, 2800 BLOCK OF BRAKER LANE, 11100 TO 11900 BURNET ROAD AND 3300 WEST BRAKER LANE. REZONING REQUEST FROM MAJOR TRIAL PLANNED DEVELOPMENT AREA COMBINED DISTRICT ZONING TO MI-PDA WITH A CHANGE TO THE CONDITIONS OF THE ZONING. THE PLANNING COMMISSION RECOMMENDED THE MI-PDA ZONING AND THIS IS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ON THE DAIS YOU HAVE A YELLOW COPY OF THE VERSION OF THE ORDINANCE. ITEM NUMBER 57, CASE C142007-0161, LOCATED FOR THE PROPERTY AT 5350 BURNET ROAD. THIS IS A DISCUSSION POSTPONEMENT ITEM. WE HAVE A REQUEST BY THE NEIGHBORHOOD FOR POSTPONEMENT TO NOVEMBER 29th. AND THE APPLICANT WOULD BE AGREEABLE THE A POSTPONEMENT, BUT ONLY TO THE 8th. SO ON ITEM NUMBER 57, THIS WILL BE A DISCUSSION POSTPONEMENT ITEM. ITEM NUMBER 58 AND 59 ARE RELATED ITEMS FOR THE VINA PLAZA PROPERTY LOCATED AT 12801 HARRIS RIDGE BOULEVARD AND BOTH 58 AND 59 WE DO HAVE PEOPLE IN THE AUDIENCE HAVE SIGNED UP TO SPEAK AND IT WILL BE A DISCUSSION ITEM. MAYOR PRO TEM, 57 WAS A DISCUSSION POSTPONEMENT. AND 58 AND 59 ARE BOTH DISCUSSION ITEMS.

Dunkerley: OKAY. THANK YOU, MR. GUERNSEY. YOU MAY HAVE TO HELP ME ON THE CONSENT PART. BUT SO FAR WE HAVE ON OUR CONSENT AGENDA ITEM NUMBER 53 FOR A POSTPONEMENT TO DECEMBER 13th, '07. ITEM 54 CONSENT ALL THREE READINGS.

RIGHT.

Dunkerley: 55 CONSENT ALL THREE READINGS.

CORRECT.

Dunkerley: 56 CONSENT ALL THREE READINGS.

THAT'S CORRECT.

Dunkerley: 57 A POSTPONEMENT TO WHEN?

WELL, THAT'S A DISCUSSION POSTPONEMENT. IF YOU WOULD LIKE TO HEAR FROM BOTH SIDES AS THEY SPEAK TO THEIR REASONS FOR THE POSTPONEMENT, WE CAN DO THAT NOW OR YOU COULD TAKE THE ITEMS THROUGH 56 AS CONSENT.

Dunkerley: 58 AND 59 ARE DISCUSSION. DO YOU WANT TO HEAR THE DISCUSSION POSTPONEMENT NOW, COUNCILMEMBERS? BEFORE WE VOTE ON THE CONSENT AGREEMENT? OKAY. LET'S DO THAT.

WE DO HAVE THE APPLICANT'S AGENT IS HERE AND THE NEIGHBORHOOD REPRESENTATIVE -- I HAVE SEVERAL HANDS POPPING UP. IF ONE OF THEM CAN COME FORWARD AND SPEAK TO THE POSTPONEMENT. REQUEST. AND STEVE CAN SPEAK FOR THE APPLICANT.

MAYOR PRO TEM, COUNCILMEMBERS, STEVE MET CALF ON BEHALF OF THE APPLICANT. THE PROBLEM WITH A NOVEMBER 29th POSTPONEMENT IS THAT THAT'S FOUR WEEKS FROM TODAY, AND I KNOW THERE'S THE ISSUE WHERE THERE'S NO ZONING CASE OR NO CITY COUNCIL HEARINGS BETWEEN NOW AND THEN. SO AT.....SO THAT LEAVES US WITH NEXT WEEK. BUT THIS IS A SITUATION WHERE WE HAVE BEEN WORKING WITH THE NEIGHBORHOOD FOR ABOUT FOUR MONTHS NOW. AND IF YOU LOOK AT THIS CHART, YOU'LL SEE WE HAD THE FIRST MEETING WITH THE NEIGHBORHOOD ON JUNE 22nd AND THERE'S BEEN HALF DOZEN OR A DOZEN MEETINGS SINCE THEN. AND I THINK THEY UNDERSTAND WHAT WE WANT AND WE UNDERSTAND WHAT THEY WANT AND I DON'T KNOW THAT ANYTHING IS GOING TO HAPPEN IN THE NEXT FOUR WEEKS, AND IT'S REALLY IMPORTANT GIVEN HOW LONG THIS HAS TAKEN THAT WE GO AHEAD AND GET THIS DONE NEXT WEEK AS OPPOSED TO WAIT FOR THE 29th. I'D BE HAPPY TO ANSWER

ANY QUESTIONS YOU GUYS HAVE.

Dunkerley: ANY QUESTIONS OF THE APPLICANT? OKAY.

YES, BILL KASON, 5401 MONTVIEW, WITHIN 200 FEET OF THE ZONED PROPERTY SO I BELIEVE I'M CONSIDERED AN IMPACTED NEIGHBOR. THE APPLICANT IS CORRECT, WE HAVE BEEN WORKING WITH THEM FOR SOME TIME. NEVERTHELESS, FROM TIME TO TIME WE HAVE RAISED SERIOUS ISSUES WE CONSIDER RELATIVE TO THE SITE PLAN. WE WERE TOLD BY STAFF THIS WAS A ZONING CHANGE AND NOT MATERIAL TO THE -- THE SITE PLAN WAS NOT A MATERIAL ISSUE. DURING THE PLANNING COMMISSION MEETING, I BELIEVE IT WAS LAST WEEK, WE WERE HERE TO ABOUT 3:00 IN THE MORNING. THE APPLICANT CONSCIOUSLY AND DELIBERATELY USED THE SITE PLAN WITH REPRESENTATIONS TO WHY THIS SHOULD BE APPROVED. WE HAVE A NUMBER OF ISSUES ABOUT THAT SITE PLAN THAT WE NEED TIME TO WORK WITH THE CITY STAFF ON YORD TO UNDERSTAND THE IMPACTS OF THAT SITE PLAN. YOU KNOW, WE'RE WORKERS. WE HAVE JOBS. I DON'T HAVE SOMEBODY DO THIS FOR ME. IT'S GOING TO TAKE TIME, IT'S GOING TO TAKE MEETINGS. WE SIMPLY CAN'T GET IT DONE BY NEXT WEEK. AND AS YOU ARE AWARE, THERE ISN'T ANOTHER MEETING UNTIL THE 29th. WE COULD PROBABLY GET BY WITH TWO WEEKS, BUT I DON'T THINK I CAN GET IT ALL DONE IN ONE WEEK, AND THE NEXT OPTION IS THE 29th. SIMPLE AS CAN BE.

Dunkerley: ANY QUESTIONS, COUNCILMEMBERS?

Leffingwell: I'D LIKE TO ASK THE APPLICANT IS THERE A HARDSHIP FOR WAITING UNTIL 11-29?

YEAH, OUR CONTRACT EXPIRES UNTIL THEN AND WE'VE HAD A NUMBER OF EXTENSIONS ON THE CONTRACT ALREADY. LET ME REMIND EVERYBODY, THIS IS A VMU DECISION, NOT A ZONING DECISION. AND THE VMU ORDINANCE WAS PASSED BACK IN AUGUST OF 2006. AND WE'RE 16 MONTHS INTO THIS THING NOW AND THESE DECISIONS HAVEN'T BEEN MADE. ORIGINALLY THE IDEA WHERE ALL THESE DECISIONS WOULD HAVE BEEN MADE BY FEBRUARY OF THIS YEAR. SO WE'RE IN A SITUATION WE'RE EIGHT MONTHS BEHIND AND

WE'RE OUT OF TIME AND OUR CONTRACT EXPIRES AND I THINK IT'S UNLIKELY WE'LL BE ABLE TO GET ANY MORE EXTENSIONS.

Dunkerley: ANY OTHER -- COUNCILMEMBER MARTINEZ.

Martinez: THIS PROJECT IS ON A DESIGNATED CORE TRANSIT CORRIDOR?

YES MART.

Martinez: AND SO DID THIS NEIGHBORHOOD OPT IN OR OUT OF THE PROVISIONS?

THEY DID NOT OPT THE TRACT OUT SPECIFICALLY, BUT THE WAY THEY LEFT IT IN, THEY PUT DENSITY RESTRICTIONS ON IT. IT IN ESSENCE MADE IT A LOT OF THE MU. THE VMU TAKES WITH IT DENSITY RESTRICTIONS. THEY PUT RESTRICTIONS BACK ON IT THAT BASICALLY COMPLY WITH CURRENT RESTRICTIONS.

Martinez: SO THE NEIGHBORS AREN'T OPPOSED?

WE SUPPORTED A ZONING CHANGE TWO YEARS AGO TO ALLOW THIS PROPERTY, PRIOR TO THE MU, TO BE VERTICALLY INCREASED UP TO 60 FEET AND TO BE A MIXED USE PROPERTY FOR RETAIL AND CONDOMINIUMS. SO THE NEIGHBORHOOD ACTIVELY SUPPORTED THAT CHANGE. WE HAVE SPECIFIC CONCERNS ABOUT THIS CHANGE THAT WE NEED TIME TO UNDERSTAND BETTER.

Martinez: DO YOU KNOW WHAT THOSE SPECIFIC CONCERNS ARE AT THIS POINT?

WE NEED TO UNDERSTAND THE USE OF THE FIRE LANE. ITS USE OF PERVIOUS OR IMPERVIOUS COVER. WE NEED TO UNDERSTAND WHETHER THERE WILL BE A.. AN EXIT AND THE INTEGRITY OF THE NEIGHBORHOOD AND I NEED MORE TIME TO RALLY SUPPORT WITHIN MY NEIGHBORHOOD.

Martinez: WELL, I BELIEVE THE LONG MONT QUESTION HAS BEEN ANSWERED.

WE'VE AGREED WE'LL HAVE NO ACCESS TO LONG MONT. WE'VE BEEN TWEAKING THE SITE PLAN A LITTLE BIT, BUT WE'VE BEEN WORKING WITH THE SAME SITE PLAN BASICALLY FOUR MONTHS. THERE IS A FIRE LANE. AND IT'S GOT GRASS TREAT ON IT. THEY KNOW WHERE IT IS. I DON'T KNOW WHAT QUESTION THERE WOULD BE ABOUT THAT, BUT CLEARLY LONG MONT IS NOT PART OF THE DEAL. THAT IS ONE OF THE BIG POINTS THE NEIGHBORS HAD BEFORE AND WE AGREED THE TAKE NO ACCESS TO LONG MONT.

Dunkerley: COUNCILMEMBER McCracken. EXCUSE ME. ARE YOU THROUGH?

Martinez: YEAH. THIS IS A PROCESS THAT IN PARTICULAR FOR THIS SECTION OF BURNET ROAD THAT'S ACTUALLY BEEN APPROVED SINCE MAY OF 2005 THAT THIS WAS THE USE IN THE PLAN. IN FACT, WE HAD HAD GONE THROUGH THE [INAUDIBLE] LAST DECEMBER IT WAS PART OF THE DISCUSSION AT THE TIME THAT ANDERSON LANE AND BURNET ROAD WERE GOING TO BE VERTICAL MIXED USE. AND WE ALSO ADOPTED AN ORDINANCE, THIS COUNCIL DID AT THE BEGINNING OF THIS YEAR THAT STATED THAT WE WOULD ALLOW THESE AFFORDABLE HOUSING BONUSES, DENSITY BONUSES TO COME FORWARD AND TAKE 30 DAYS. SO WE'RE NOW FOUR MONTHS INTO WHAT WAS SUPPOSED TO BE A 30-DAY PROCESS ON A SIMPLE QUESTION OF AFFORDABLE HOUSING FOR DENSITY ON A PLAN THAT'S BEEN IN PLACE SINCE MAY OF 2005. I VERY BEST RESPECT THE EFFORTS ALLEN DALE HAS MADE ON THIS, BUT I THINK GIVEN THE PROTRACTED LENGTH OF TIME WHAT WAS SUPPOSED TO BE A 30-DAY PROCESS, I'M GOING TO MOVE THAT WE POSTPONE THIS TILL NOVEMBER 8th.

Dunkerley: IS THERE A SECOND? SECOND BY COUNCILMEMBER.

.....COUNCILMEMBER MARTINEZ LEVEL LEVEL I'M GOING TO SUPPORT THE MOTION TO POSTPONE TO NOVEMBER 8th WHERE THE PROVISIO, THE UNDERSTANDING IT COULD ALSO BE POSTPONED BEYOND THAT IF WE HAVEN'T MADE ANY HEAD WAY ON THE DISCUSSIONS BETWEEN YOU AND THE APPLICANT.

THANK YOU.

Dunkerley: ALL THOSE IN FAVOR PLEASE SAY AYE. GREG, IF YOU WILL STEP FORWARD, WE'LL ADD THIS TO OUR CONSENT AGENDA.

OKAY. AND THEN YOU STILL HAVE -- DID YOU VOTE ON ALL OF THE PREVIOUS ITEMS? ITEM 53, 54, 55 AND 56 THAT WERE CONSENT ITEMS. 53 BEING A POSTPONEMENT TO DECEMBER 13th. 54 BEING OFFERED FOR CONSENT ON THREE READINGS, AS WELL AS 55 AND 56.

...

Dunkerley: COULD I HAVE ANOTHER MOTION THAT INCLUDES ALL OF THEM.

Leffingwell: I'LL MOVE TO PASS THE CONSENT AGENDA INCLUDING ITEM NUMBER 57 POSTPONED UNTIL NOVEMBER 8th..... NOVEMBER 8th.

Dunkerley: ALL THOSE IN FAVOR SAY AYE. AND THE VOTE IS -- JENNIFER, DID YOU -- SIX IN FAVOR WITH THE MAYOR OFF THE DAIS.

THEN LET ME CONTINUE ON TO ITEM 58 AND 59. WHAT I WOULD LIKE TO DO IS OFFER BOTH OF THESE ITEMS AT THE SAME TIME. THEY ARE BOTH RELATED. ITEM 58, CASE C1495-0183, RCA, FOR THE PROPERTY AT 12801 HARRIS RIDGE BOULEVARD. THE PLANNING COMMISSION'S RECOMMENDATION ON THIS ITEM WAS TO FORWARD THIS ITEM WITHOUT A RECOMMENDATION. ITEM 59, CASE C142007-0087. THIS IS A REZONING REQUEST AT 12801 HARRIS RIDGE BOULEVARD FROM RURAL RESIDENCE DISTRICT ZONING TO COMMUNITY COMMERCIAL OR GR DISTRICT ZONING. ZONING AND PLANNING COMMISSION RECOMMENDATION WAS TO GRANT THE NEIGHBORHOOD COMMERCIAL OVERLAY OR LO-CO COMBINING DISTRICT WITH CONDITIONS. ON ITEM 58, WHICH IS THE RESTRICTIVE COVENANT AMENDMENT, THE COMMISSION MADE TWO MOTIONS. THE FIRST WAS TO REMOVE -- OR TO APPROVE THE RESTRICTIVE COVENANT AMENDMENT WHICH FAILED ON A VOTE OF 2-4. AND THEN THE SECOND MOTION THAT

WAS MADE WAS TO APPROVE THE STAFF RECOMMENDATION WHICH WAS DENY THE RESTRICTIVE COVENANT AMENDMENT ON A VOTE OF 4-2. FAILURE TO HAVE HAVE A QUORUM, IT WAS 4-2 WITHOUT A RECOMMENDATION. THE AMENDMENT WAS A PUBLIC RESTRICTED COVENANT THAT WOULD ALTER THE CONDITIONS OF THE ORIGINAL TRANSPORTATION IMPACT ANALYSIS AND WOULD REMOVE CERTAIN CONDITIONS THAT WOULD SPEAK TO THE CONCLUSION OF JOSH RIDGE BOULEVARD TO HARRIS RIDGE BOULEVARD TO THE WEST. THE ZONING CASE, CASE C142007-0087, IS A REZONING REQUEST FOR A TRACT OF LAND ABOUT 3.45 ACRES IN SIZE. THE REQUEST WAS FOR COMMUNITY COMMERCIAL OR GR DISTRICT ZONING. THE ZONING AND PLATTING COMMISSION RECOMMENDATION WAS GRANT LR-CO, WHICH IS NEIGHBORHOOD COMMERCIAL WITH A CONDITIONAL OVERLAY. THEY ADOPTED THE STAFF RECOMMENDATION THAT WOULD PROVIDE FOR A 25-FOOT UNDISTURBED VEGETATIVE BUFFER ALONG THE NORTHEAST AND EASTERN PROPERTY LINES OF THE SITE. AND THEY ALSO INCLUDE THE CONDITIONS OF THE TRAFFIC IMPACT ANALYSIS, BUT DID MODIFY THE STAFF RECOMMENDATION WITH THE FOLLOWING ADDITIONAL CONDITIONS: THAT THERE WOULD BE A 50-FOOT BUILDING SETBACK FROM THE NORTH AND EAST. THE SF-2 PROPERTY. THAT NO PARKING SPACES WOULD BE PERMITTED WITHIN THE AREA. 50 FEET FROM THE EAST OR THE SF-2 PROPERTY. THAT THE APPLICANT CONSTRUCT A 6-FOOT MASONRY FACE ALONG THE EASTERN, WHICH IS THE SF 2 PROPERTY. LIMIT BUILDING HEIGHT TO 30 FEET TO SITE, 64 FEET FROM THE ASSET TO PROPERTY LINES. AND THAT THE APPLICANT PROVIDE A [INAUDIBLE] INSTEAD OF A SAND FILTRATION SYSTEM ON THE PROPERTY AND ALSO PROHIBIT PLANT NURSERY, SERVICE STATION AND URBAN FARM AS BEING PERMITTED USES. THE PROPERTY IS CURRENTLY AN UNDEVELOPED TRACT OF LAND AND PROPOSED USE WOULD BE FOR AN ASIAN MARKET, SOME SPECIALTY RETAIL OFFICES AND OTHER RETAIL. IT WOULD BE PROPOSED TO BE COMBINED WITH A PROPERTY ZONED GR FURTHER TO THE SOUTH. TO THE IMMEDIATE EAST OF THE PROPERTY IS ZONED SF-2 AND SOME SINGLE-FAMILY RESIDENCES. TO THE WEST IS A LARGE LIPD TRACT, AND TO THE SOUTHEAST IS AN EXISTING APARTMENT PROPERTY. THE APPLICANT'S

REPRESENTATIVE IS HERE TO SPEAK TO THIS CASE AND I BELIEVE THERE'S ALSO A NEIGHBORHOOD REPRESENTATIVE THAT WOULD ALSO LIKE TO SPEAK TO THIS CASE.

Dunkerley: COULD I ASK ONE QUESTION BEFORE WE START THE PRESENTATION, MR. GUERNSEY. IN THESE TWO INSTANCES, TO CHANGE THE RESTRICTIVE COVENANT, THAT TAKES JUST ONE VOTE.

IT TAKES ONLY ONE VOTE OF THE COUNCIL.

Dunkerley: AND THEN FOR THE ZONING YOU NEED THREE.

THAT'S CORRECT.

Dunkerley: THREE READINGS ON THOSE. AND WE'RE ONLY PREPARED FOR FIRST READING ON THE ORDINANCE TODAY.

Dunkerley: OKAY.

IF IT'S YOUR PLEASURE, YOU COULD HOLD A PUBLIC HEARING ON BOTH OF THESE ITEMS, CLOSE THE PUBLIC HEARING AND THEN DEFER ACTION ON THE COVENANT UNTIL THE ORDINANCE IS READY SO YOU WOULD BE VOTING BOTH ON THE CHANGE TO THE RESTRICTIVE COVENANT AND TO THE FINAL READINGS OF THE ORDINANCE.

Dunkerley: ON THE ZONING ITSELF, BOTH THE STAFF AND THE PLANNING COMMISSION RECOMMENDED LR-CO, AND NOW THE APPLICANT HAS AGREED TO THE LR. SO AS FAR AS YOU KNOW, THERE'S NO ISSUE WITH THE PROPOSED ZONING. THE ISSUES CENTER ON THE RESTRICTIVE COVENANT.

I THINK THAT IS THE MAIN CONCERN IS TRAFFIC. I KNOW THAT THE NEIGHBORHOOD IS HERE AND AMELIA CAN SPEAK TO THE PLANNING COMMISSION'S RECOMMENDATION.

.....RECOMMENDATION.

Dunkerley: IT WOULD BE POSSIBLE FOR US TO HAVE THE PUBLIC HEARING, TAKE OUR FIRST VOTE ON THE ZONING AND COME BACK FOR SECOND AND THIRD READING AND AT

THAT TIME VOTE ON THE RESTRICTION.

THAT'S CORRECT, MAYOR PRO TEM.

Dunkerley: THANK YOU.

GOOD MORNING, MAYOR PRO TEM, COUNCILMEMBERS. AMELIA LOPEZ PHELPS. I AM THE AGENT FOR THE APPLICANT. I'LL TOUCH ON A FEW POINTS THAT MAY OR MAY NOT HAVE BEEN COVERED. THIS PROJECT -- YOU CAN SHOW THE SITE. AS YOU CAN SEE, A BEAUTIFULLY DESIGNED MIXED USE COMMERCIAL SITE. TWO-STORY BUILDINGS WHICH WE FEEL IS COMPARABLE TO SURROUNDING DEVELOPMENT AS OPPOSED TO WHAT CAN BE DEVELOPED AT 60 FEET, 40 FEET DEPENDING ON THE ZONING. WE DO HAVE INCLUDED RESTAURANTS, OFFICES, RETAIL. WE HAVE A HONG KONG MARKET, WHICH IS CLOSEST TO YOUR LEFT ON THE SCREEN. AND WE'VE DESIGNED THIS WITH PEDESTRIAN FRIENDLY SPACE WITH A ROW OPPORTUNITY DAN AND PLAZA. AS YOU CAN SEE THERE AT THE CENTER OF THE MIXED USE COMMERCIAL THERE'S A LOT OF DESIGN AND EFFORT HAS GONE INTO THIS PROJECT. IT IS IN THE DESIRED DEVELOPMENT ZONE. AS YOU STATED EARLIER, IT'S ONLY ON 3.4 ACRES OF THE RR TRACT. AND WE DID AGREE WITH THE STAFF'S RECOMMENDATION AND WITH THE NEIGHBORHOOD HAD ALSO PREFERRED ON THE LR. ANY OF THE ADDITIONAL ITEMS WE NEED TO GO AHEAD AND REFINE TO BE SURE THAT WE DO MEET THE INTENT, WE'LL CONTINUE TO WORK WITH, WHETHER IT'S THE ROADWAYS, DRIVEWAYS OR THE PARKING SPACES. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] THE TYPE OF FENCE THEY PREFERRED, PROHIBITED USES, THINGS OF THAT NATURE, NOW A VERY IMPORTANT POINT ON RESTRICTED COVENANT WAS THE VERY FIRST MEETING WE WENT TO, WE WERE TOLD UNDER NO UNCERTAIN TERMS, IF WE WERE TO OPEN THAT ROAD THERE WOULD BE A PETITION FILED AGAINST US FROM THE HOMEOWNERS. AS YOU CAN SEE, THEY DO BORDER PRACTICALLY THAT WHOLE BOUNDARY LINE TO THE NORTH. HOWEVER, HARRIS RIDGE PREFERRED TO HAVE THE FOUR-LANE CITY STREET GO THROUGH. SO BEING IN A MEETING WITH TWO TOTALLY OPPOSITE ISSUES AND CONCERNS, WHAT WE DID IS OFFERED A COMPROMISE IN HOMES THEY WOULD AGREE TO THE COVE, ORGANIZING

THE MEETING IN HER AREA, SAID SHE WOULD RECOMMEND THAT TO HER NEIGHBORS BECAUSE SHE FELT THEY WANTED TO BE A GOOD NEIGHBOR TO THE HARRIS RIDGE NEIGHBORHOOD SO THEY AGREED TO A PUBLIC ACCESS, PRIVATE DRIVE-THRU OUR PROPERTY TO BE ABLE TO TAKE ACCESS TO HARRIS RIDGE. WE DESIGNED THAT SEVERAL WAYS, WE DID GET RID OF A LOT OF PARKING WHICH THEY REQUESTED AND SOME OF OTHER PARKING AREAS WE REMOVED BASED ON THE REQUEST. WHAT A LOT OF THE CONDITIONS PROPOSED WERE RECOMMENDED BY THE NEIGHBORHOOD WHICH WE AGREED TO, AND EVEN THOUGH HARRIS RIDGE DID MAKE IT VERY CLEAR TO US THEY STILL WANTED THE FOUR-LANE CITY STREET SO THEY WERE VERY CLEAR ABOUT THAT FROM DAY ONE. SOME ITEMS THAT WERE INCLUDED WAS THE SUPER MARKET WOULD NOT BE ANY MORE THAN 64 FEET FROM THE PROPERTY LINE. YOU CAN SEE, IF YOU FOLLOW THE CURVE FROM WHERE JOSH RIDGE ENDS NOW AND EXTENDS OUT IN A NATURAL CURVE TO HARRIS RIDGE, YOU HAVE A SMALL TRIANGULAR PIECE OF THE BUILDING THAT GOES INTO THE EXISTING RR TRACK SO I'VE HEARD THERE IS DISCUSSION ABOUT A BUILDING 25 FEET FROM THEIR PROPERTY LINE, THAT IS AS WIDE AS THOSE FOUR LOTS BACK THERE, AS YOU CAN SEE THAT IS NOT ACCURATE SO I DID WANT TO POINT THAT STATEMENT OUT. THEY ASKED FOR 24/7 SECURITY ON SITE BECAUSE THEY'VE HAD SOME PROBLEMS ON THAT TRACT THAT IS NOT DEVELOPED WITH PEOPLE HANGING AROUND AND JUST CREATING PROBLEMS AND DOING THINGS THEY SHOULDN'T BE DOING SO WE'VE AGREED TO DO THAT. ONE RECOMMENDATION PROVIDED TWO PROVIDE A DECELERATION LANE ON PALMER LANE, WHICH WE DID. SO I BELIEVE THE TRAFFIC REVIEWERS FELT THAT THAT DID IMPROVE OUR TRAFFIC SITUATION ON PALMER LANE. WE CONTINUE TO TRY TO REFINE THIS PROJECT TO MAKE IT BETTER, AND TO DEAL WITH THE TRAFFIC ISSUES AND STILL PROVIDE THE ACCESS THAT PEOPLE ARE ASKING FOR. AND SO WE APPRECIATE YOUR SUPPORT, AND WE WOULD APPRECIATE YOUR CONSIDERATION THAT WE HAVE WORKED ON THIS FOR MONTHS. WE HAVE AGREED, WITH THE EXCEPTION OF THE FOUR-LANE CITY STREET, WE HAVE AGREED TO MAKE ALL THE CHANGES THEY ASKED US TO IT WAS A LOT OF WORK, A LOT OF TIME, A LOT OF EFFORT AND MONEY FROM THE

ENGINEERS AND ARCHITECTS, A LOT OF MEETINGS. WE HAVE DONE EVERYTHING THE CITY STAFF TELLS US TO DO, MEET WITH THE CITY FOR DIRECTION, CONSULT WITH NEIGHBORHOOD GROUP, WE ALWAYS DELAY SUBMIT TAL TO OFFER AS MUCH TIME AS WE CAN TO COME TO SOLUTIONS SO WE DON'T CONSTANTLY POSTPONE SO WE FELT LIKE WE HAD A VERY GOOD PROJECT, A LOT OF MERIT TO IT, AND I REALLY DO HOPE THAT THE COUNCIL WILL LOOK THAT THE ON ITS MERITS AND THE FACT THAT THIS IS AN ASIANIAN MARKET, IT IS MULTICULTURAL SO IT OFFERS A LOT OF SERVICES TO THE COMMUNITY AS A WHOLE. I KNOW THERE ARE OTHER SPEAKER SO I WILL END MY PRESENTATION NOW. THANK YOU.

OKAY. NEXT SPEAKER. THOSE IN FAVOR OF THE PROJECT.

GOOD AFTERNOON. MY NAME IS ERIC CHOW AND BEING ASIAN-AMERICAN I LIVE IN AUSTIN, AND I HEARD ABOUT THE PLAZA, AND THERE WAS A COUPLE YEARS AGO, AND WE CAN ALWAYS USE A WELL-DESIGNED PRESENTABLE ASIAN SUPER MARKET THAT WITH THE ROAD AND THE NEIGHBORHOOD, IN A DESIRED NEIGHBORHOOD, AND THE VINA PLAZA SEEMS TO BE THE KIND OF PROJECTS THAT WE WOULD LOVE TO SHOP THERE, AND THIS IS NOT ONLY FOR ASIANS, BECAUSE FROM THE ARCHITECTURAL DESIGN TO THE WHOLE ATMOSPHERE, YOU CAN SEE IN THE PICTURE THAT IT IS REALLY DESIGNED FOR ALL THE AUSTINITES. IT IS NOT ONLY A PLACE FOR SHOPPING, BUT ALSO A PLACE WHERE WE CAN -- I SPENT SOME TIME AT THE NEWLY-DEVELOPED DIFFERENT PLACES LIKE THE DOMAIN, AND IT IS PROVIDING A DIFFERENT KIND OF ATMOSPHERE THAT AUSTIN DIDN'T HAVE BEFORE. I'M HOPING THAT VINA PLAZA WILL DO EXACTLY THE SAME, NOT ONLY WE'LL GET THE ASIAN COMMUNITY TO GO THERE, SHOP AND DO WEEKEND OR WEEKDAY THINGS, BUT ALSO GATHERING ALL THE AUSTINITES THERE. SO THIS IS A PROJECT WE WOULD LIKE TO SUPPORT AND WE'RE HOPING THAT THIS CENTER GETS BUILT AS SOON AS POSSIBLE SO WE CAN HAVE A QUALITY SHOPPING PLACE AT A CONVENIENT LOCATION. AND BEING THE NEIGHBORHOOD, THERE ARE A LOTS OF DEVELOPMENTS GOING ON AND ONE OF THE THINGS THAT WE DO MISS IS AN ASIAN SHOPPING CENTER AND BY HAVING THIS, THERE ARE A LOT OF SUPPORTERS THAT ARE NOT

ONLY VIETNAMESE, CHINESE, KOREAN, ALL COMING TOGETHER TO SUPPORT THIS PROJECT SO I JUST ASK THE COUNCIL MEMBERS, PLEASE CONSIDER THIS AND SO THAT WE CAN HAVE A PLAZA AS SOON AS POSSIBLE. THANK YOU.

COUNCIL MEMBER, MY NAME IS CHRIS WILSON HERE SPEAKING FOR THE APPLICANT ON THIS CASE ON A FEW ISSUES. I'M THE ATTORNEY THAT WORKED WITH THE APPLICANT ONLY THE PURCHASE OF THIS LAND, AND I WANT TO BRIEFLY DESCRIBE THEIR COMMITMENT TO WORKING WITH THIS LAND AND BENEFITING AUSTIN AND THE COMMUNITIES IN THE AUSTIN AREA. THIS LAND TRANSACTION TOOK ABOUT FOUR YEARS TO GET ACCOMPLISHED, THREE CONTRACTS, A LOT OF EFFORT WENT INTO IT AND THE CLIENTS STUCK WITH IT THE ENTIRE WAY, AND THEY ARE COMMITTED TO MAKE THIS A QUALITY PROJECT, AND I WANT TO EMPHASIZE, THEY COMPROMISED WITH THE VARIOUS INTERESTS AND WILL CONTINUE TO DO THAT IN THE FUTURE. WE HAVE MADE A STRONG COMMITMENT TO THE PROPERTY, AND THAT INCLUDES AN INVESTMENT ALREADY IN THE AMOUNT OF SLIGHTLY OVER \$1 MILLION TO BUILD HARRIS RIDGE ROAD THROUGH THERE AND COMPLETE THE ROADWAY TO THE SPECIFICATIONS OF THE CITY OF AUSTIN ALREADY. THANK YOU FOR YOUR TIME.

ANY OTHER SPEAKERS COMING FORWARD IN FAVOR OF?
ALL RIGHT. THOSE IN OPPOSITION.

GOOD AFTERNOON, MAYOR PRO TEM AND COUNCIL. I AM A MEMBER OF THE HARRIS RIDGE NEIGHBORHOOD, AND I WANT TO BRIEFLY GO OVER OUR SUPPORT OF THE CITY STAFF RECOMMENDATIONS. FIRST OF ALL, ON THE ZONING CASE, WE SPOKE AT THE ZONING AND PLATTING COMMISSION AT THE REQUESTED GR FOR THAT SMART TRACT IS FAR TO INTENSE FOR THE EXISTING NEIGHBORHOOD, WE WOULD PREFER LO OR GO, BUT WE ACCEPT THE STAFF RECOMMENDATION OF LR-CO. FOR THE RESTRICTIVE COVENANT AMENDMENT CASE, THE EXTENSION OF JOSH RIDGE BOULEVARD WE BELIEVE IT COMPLETES THE CONNECTIVITY THAT IS VERY IMPORTANT WITH HARRIS RIDGE BOULEVARD AND PROVIDES ACCESS FROM HARRIS RIDGE, AND I WILL GO INTO MORE DETAIL IN THE REST OF THE PRESENTATION, AND IT RESTRICTS CUT-

THROUGH TRAFFIC THAT ALREADY EXISTS AND WILL BE FAR WORSENERD WITHOUT COMPLETE CONTROL AT HARRIS RIDGE AND JOSH RIDGE. WE ALSO FEEL IT IS A VERY NICE PROJECT, BUT THE MAIN ISSUES OF TRAFFIC CONCERNS EARN NOT BEING ADDRESSED. LOOK AT THE NEXT. THIS IS AN OVERVIEW OF THE AREA, TO ACQUAINT YOURSELF WITH IT. THE DELL PROPERTY SUNDAY DEVELOPED AT MOMENT. -- IS UNDEVELOPED AT THE MOMENT. YOU CAN SEE THE SMALL TRY -- TRIANGULAR SHAPED LAND, AND THAT IS WHERE THE MAIN PORTION OF THE PROJECT WILL BE DEVELOPED. AS YOU CAN SEE, HARRIS RIDGE BOULEVARD IS A MAIN ROAD IT CONNECTS PALMER TO HOWARD AND EXTENDS SOUTHWARD TO I-35. THE OUTLINE OF THE HARRIS RIDGE NEIGHBORHOOD INCLUDE AS PORTION THAT THIS PICTURE DOES NOT SHOW DEVELOPED ON THE EAST SIDE OF HARRIS GLEN DRIVE IS NOW FULLY DEVELOPED WITH ANOTHER 80 HOMES. THERE IS THE HARRIS GLEN NEIGHBORHOOD AND THE APARTMENTS, TRACT CLOSER TO THE PROPOSED DEVELOPMENT, AND THERE IS A LARGE FLUGERVILLE CAMPUS, AFFECTING AN ELEMENTARY SCHOOL, AND MIDDLE SCHOOL, ABOUT, I THINK 15, 16, MAYBE 2,000 STUDENTS. IF YOU GO TO THE NEXT PAGE, JUST TO HIGHLIGHT SOME EXISTING AND FUTURE TRAFFIC CONSIDERATION THAT WE FEEL ARE NOT BEING ADDRESSED, NECESSARILY. IF YOU LOOK AT ITEM NUMBER ONE, HOWARD PLAIN BACKS UP VERY MUCH, YOU CANNOT TURN LEFT OUT OF HARRIS GLEN VERY EASILY NEW WANT TO PROGRESS EASILY WEST ON HOWARD LANE AND IT CREATES SEVERAL CUT THROUGH PATHS AS HIGHLIGHTS IN RED ON THE MAP. PALMER LANE, WHICH IS FAR ENOUGH OUT OF THE VIEW OF THE MAP, BUT IT IS BACKED UP VERY MUCH AND THAT IS ANOTHER REASON WHY PEOPLE TRYING TO GO FROM PALMER NORTHWARD WILL CUT THROUGH THE NEIGHBORHOOD. SOME NEW ISSUES, AS I MENTIONED BRIEFLY, HARRIS RIDGE IS EXTENDED,ITY NAME IS TECH RIDGE, IT GOES ALL THE WAY TO WHERE TxDOT HAS REALIGNED AN OVER PASS ON I-35. THERE IS ALREADY MORE TRAFFIC THERE AND THAT WAS COMPLETED AFTER THE TRAFFIC IMPACT ANALYSIS WAS DONE, I BELIEVE. AND CURRENT PLANS DO INCLUDE AN EXTENSION NORTHWARD OF HARRIS RIDGE BOULEVARD CONNECTING TO FLUGERVILLE. PART OF THE MAIN TRAFFIC BACK UP IS

PEOPLE GOING FROM FLUGERVILLE TO AUSTIN AND BACK. I THINK THAT WILL SHOW TO INCREASE TRAFFIC DRAMATICALLY THAT WAS NOT TAKEN INTO ACCOUNT IN THE TIA. GO TO THE NEXT ONE. THIS IS MORE SITE SPECIFIC, AND IF YOU LOOK AT THE DIAGRAM, THE RED OUTLINEED AREA IS PRIMARILY THE GR TRACT, IT IS ALREADY ZONED. THE PROPOSED ENTRANCES AND EXITS WERE THE SMALL RED RECTANGLES AND THERE IS ALREADY ACCESS TO JOSH RIDGE BOULEVARD THAT TERMINATED AT THE UNDEVELOPED PROPERTY. THERE WILL BE TRAFFIC ON JOSH RIDGE ANYWAY AND OUR CONTENTION IS WITHOUT PROPER CONTROLS ON HARRIS RIDGE BOULEVARD IT IS GOING TO BE WORSE. LET ME EXPLAIN. RIGHT NOW THERE IS A CURB CUT ON HARRIS BOULEVARD WHERE THE PROPOSED JOSH RIDGE WOULD MEET IT IN THE SITE PLAN AND DEVELOPMENT PROPOSAL THAT GOES ALONG WITH A PRIVATE DRIVE, THAT CURB CUT IS ELIMINATED BECAUSE THE ENTRANCES ARE RIGHT IN, RIGHT OUT ONLY. SO THERE IS NO ACCESS TO THE PROPERTY AT ALL FROM HARRIS RIDGE BOULEVARD ON THE SOUTHBOUND SIDE. IF YOU FOLLOW THE McGENDAH DASHED LINE, -- MAGENTA DASHED LINE THAT GOES THROUGH THE NEIGHBORHOOD, AND I BELIEVE THERE ARE NUMEROUS HOUSES, 14 HOUSES ON BRIAR GATE DRIVE ON THE NEIGHBORHOOD TO GET THROUGH THE BACK ENTRANCE. I CAN SPEED THINGS UP AND FINISH, IF THAT IS OKAY. IS THAT ALL RIGHT?

I'M SORRY.

I DO STILL HAVE ANOTHER COUPLE MINUTES TO FINISH? I'M ALMOST DONE.

DO WE WITH HAVE SOMEONE THAT CAN DONATE SOME TIME.

I THINK DO WE.

YOUR NAME, PLEASE.

ALL RIGHT, THANK YOU. JUST COMPLETE YOUR PRESENTATION, VERY QUICKLY.

OKAY, THANK YOU. IN ADDITION, THERE IS NO ACCESS TO EASTBOUND PALMER LANE FROM THE DEVELOPMENT, IF

CAN YOU ONLY TURN RIGHT OUT OF THE DEVELOPMENT ON TO HARRIS RIDGE, YOU MUST CONTINUE ALONG HARRIS RIDGE NORTHWARD AFTERNOON DO A U-TURN RIGHT AT THE ENTRANCE TO OUR NEIGHBORHOOD OR YOU CAN TURN AND GO OUT THE BACK ENTRANCE ON JOSH RIDGE AND CONTINUE FOLLOWING THE ORANGE DASHED THREE HARRIS GLEN AND FURTHER ON TO PALMER. BOTH RESULTS AND MORE CUT THROUGH TRAFFIC THAN IF THE ROAD WOULD ALREADY BE EXTENDED, AND IT WILL GET WORSE AS MORE TRAFFIC INCREASES ON HARRIS RIDGE. LET ME CONTINUE. I WILL SKIP, THE TIA THERE WERE SOME CONCERNS, SOME HAVE BEEN ALLEVIATE BUT IN GENERAL THE GROWTH RATES ANTICIPATED UNDER STATE THE EXISTING GROWTH THAT IS ALREADY THERE, AND I CAN GIVE YOU BACK UP INFORMATION ON THAT FROM TxDOT. IF YOU GO TO THE NEXT PAGE, THE TRAFFIC COUNTS WERE DONE ON ONE DAY IN THE SUMMER, I THINK THAT PROBABLY UNDER ESTIMATES THE TRAFFIC VOLUME NO VARIATION, WE DON'T KNOW WHETHER IT WAS HEAVY DAY OR A LIGHT DAY, AND NONE OF THE TIA ADDRESSED ANY SITE ACCESS ISSUES WHICH ARE THE MAIN POINT OF THE WHOLE PROBLEM, IF YOU DON'T PROVIDE GOOD ACCESS TO THE PROPERTY, YOU WILL HAVE BACK UPS AROUND, IT PEOPLE TRYING TO FIND BACK WAYS INTO THE PROPERTY. IN GENERAL, THERE ARE NUMEROUS EXAMPLES AROUND THIS AREA IN TOWN OF TOO LITTLE PLANNING ON TRAFFIC. IT IS MUCH HARDER TO FIX AFTER IT HAS BEEN BUILT AND THIS PARTICULAR TIA DOES NOT ADDRESS THE CONCERNS WE HAVE FOR THAT TRAFFIC. GO TO THE NEXT SLIDE. A SIMPLE SOLUTION OR AT LEAST MORE STRAIGHT FORWARD, AS YOU CAN SEE I INDICATED PUT A TRAFFIC LIGHT AT AN EXTENSION OF JOSH RIDGE TO HARRIS RIDGE BOULEVARD, PROVIDE FULL ACCESS TO THE DEVELOPMENT FROM HARRIS RIDGE IN BOTH DIRECTIONS, MAINTAIN THAT CURRENT MEDIAN CUT, IT REMOVES THE CUT-THROUGH TRAFFIC AND U-TURNS AND IMPROVES ACCESS TO THEIR DEVELOPMENT. IN SUMMATION, THE FINAL, EXISTING CUT-THROUGH TRAFFIC WILL BE WORSE WITHOUT JOSH RIDGE EXTENSION. THE TIA DATA IS IN MY OPINION, INSUFFICIENT. THE HARRIS RIDGE BOULEVARD EXPANSION WILL LIKELY CREATE MORE TRAFFIC THAN PROVIDED FOR AND THE JOSH RIDGE PROVIDES BETTER ACCESS IF YOU EXTEND JOSH

RIDGE SO IN MY OPINION, PLEASE EXTEND JOSH RIDGE AS MANDATED IN THE CURRENT COVENANT. THANK YOU INTO THANK YOU.

THANK YOU. GLORIA COOK. MAYOR'S SECRET LITTLE MACHINE UP HERE. ROBERT McANDREW. DELORIS PRINCE.

MAYOR PRO TEM AND CITY COUNCIL MEMBERS. I WOULD LIKE TO CLARIFY SOMETHING FIRST. WE CONTACTED THE APPLICANT, AND WE SPENT PROBABLY TEN HOURS IN MEETINGS AT MY HOUSE AND PROBABLY THIS MANY E-MAILS, 100 PHONE CALLS AND ADDRESSING THE TRAFFIC ISSUES. THAT WE NEVER DID RESOLVE THAT. THE HARRIS RIDGE HOMEOWNER'S ASSOCIATION CONSISTS OF APPROXIMATELY 400 HOMES, OUR NEIGHBORHOOD IS BORDERED BY MAJOR ARE TEALIAL ROADS. IN 1995 -- ARTERIAL ROADS.

19195, CITY COUNCIL AND CITY STAFF AND THE DEVELOPER AGREES THAT GR SHOULD GO ON PALMER LANE AND JOSH RIDGE SHOULD BE EXTENDED TO HARRIS RIDGE TO ALLEVIATE CUT-THROUGH TRAFFIC IN THE NEIGHBORHOODS AND PROVIDE AN ADDITIONAL BUFFER FOR THE RESIDENTIAL HOME. AND ZONED RR SINCE IT BACKS UP TO HARRIS GLEN AND HARRIS RIDGE HOMES. THERE ARE 14 HOMES THAT BACK UP TO JOSH RIDGE AND 25 HOMES THAT FRONT BRIAR GATE. I LIVE ON BRIAR GATE, AND WE NOW EXPERIENCE A LOT OF CUT-THROUGH TRAFFIC IN THE NEIGHBORHOOD. THE ONLY WAY FOR RESIDENTS EAST OF US, INCLUDING HARRIS GLEN, TO GET TO HARRIS RIDGE IS TO TAKE BRIAR GATE, PHIL GATE AND WEATHERFORD. OVER A 24 HOUR PERIOD A FEW OF US WENT, LET'S SEE. A FEW OF US WENT THROUGH THE NEIGHBORHOOD AND OBTAINED SIGNATURES FROM THOSE CONCERNED WITH THE PRESENT CUT-THROUGH TRAFFIC. THOSE RESIDENTS WHO WE TALKED WITH FELT STRONGLY THAT JOSH RIDGE BE EXTENDED TO HAR REST RIDGE. OUR STREETS ARE WIDE AND CARS GO THROUGH GOING AT LEAST 40 TO 45 MILES PER HOUR, EVEN THOUGH THE SPEED LIMIT IS 35. IF JOSH VILLAGE NOT EXTENDED THE TRAFFIC GOING SOUTH WILL HAVE NO ALTERNATIVE, BUT TO TURN INTO OUR NEIGHBORHOOD ON WEATHERFORD OR BRIAR GATE TO ACCESS JOSH RIDGE TO THE GR TRACT. IN THE NEAR

FUTURE, HARRIS RIDGE BOULEVARD WILL CONNECT TO FLUGERVILLE AND INCREASE TRAFFIC. WE RESPECTFULLY REQUEST THAT THE COUNCIL KEEP THE REQUIREMENT TO COMPLETE JOSH RIDGE BOULEVARD, AND THE APPLICANT'S REQUEST SHOULD BE DENIED. ADDITIONALLY, THE. A CANT IS REQUESTING ZONING BE CHANGED ON THE LAND NORTH OF JOSH RIDGE FROM RR TO GR. THE RESIDENTS OF HARRIS RIDGE BELIEVE THAT THE REQUEST SHOULD ALSO BE DENIED. OUR NEIGHBORHOOD WOULD LIKE THE FLOWING TO BE LO OR GO TO PROVIDE A LOWER DENSITY NEXT TO THE RESIDENTIAL HOMES. WE NEED TO INSURE THE USE IS COMPATIBLE AND COMPLIMENTARY AND IN APPEARANCE WITH THE RESIDENTIAL ENVIRONMENT. CAN I SAY ONE SENTENCE. WE BELIEVE THAT VINA PLAZA IS A BEAUTIFUL PROJECT, BUT SHOULD BE LIMITED TO THE CURRENTLY ZONED GR TRACT. THANK YOU.

THE NEXT SPEAKER LISTED IS ARTHUR MICHELLES.

THANK YOU VERY MUCH. MY NAME IS ARTHUR MICKELS. I HAVE A BEEN WAITING MORE THAN TEN YEARS TO HAVE JOSH RIDGE COMPLETED SO THE TRAFFIC FLOWING DOWN MY STREET DOESN'T FLOW AT 45 MILES PER HOUR. IN COMING TO THE CORNER OF MY STREET, QUITE A FEW TIMES, PEOPLE ARE BY-PASSING THAT STOP SIGN AND I'M WAITING FOR A WRECK TO HAPPEN THERE. IF THIS HAPPENS AND JOSH RIDGE DOES NOT GET COMPLETED, THERE IS GOING TO BE SEVERAL WRECKS THERE. MY NEIGHBOR THAT IS RIGHT ON THE CORNER, HAS SEEN THIS HIMSELF MORE THAN I HAVE, I'M ONE HOUSE AT THE CORNER AT 1203, HE IS AT 1205. I JUST HEARD ABOUT THIS JUST THE OTHER NIGHT THAT THIS WAS GOING HAPPEN SO I'M NOT REALLY PREPARED TO TELL YOU ANYTHING IN WRITTEN FORM, OTHER THAN I LIKE THE COMPLEX, I DON'T HAVE A PROBLEM WITH, IT JOSH RIDGE NEEDS TO BE COMPLETED SO THE TRAFFIC CAN FLOW THROUGH JOSH RIDGE, NOT JUST THROUGH BRIAR GATE AND COMING THROUGH ON -- BECAUSE THEY ARE NOT GOING TO HAVE ANYWAY TO GET IN AND OUT OF THERE. BESIDES, AS THEY SPOKE EARLIER, THERE ARE STORES FOR -- EXCUSE ME. [RINGING] THERE ARE STORES ALREADY EXISTING FOR GROCERY STORES, LAMAR AND BRAKIER LANE, LAMAR AND PALMER LANE, EXCUSE ME, LAMAR AND CRAMER. SO IT IS LIKE THEY ARE

JUST ADDING MORE INTO THE NEIGHBORHOOD, AND IT IS GOING TO BE A REAL TRAFFIC JAM THERE FOR PEOPLE GETTING IN AND OUT OF THAT COMPLEX WITH NO WAY TO GET OUT, TO GET IN THERE FROM HARRIS RIDGE EXCEPT TO GO THROUGH BRIAR GATE AND COME AROUND TO JOSH RIDGE AND GET INTO THAT PROPERTY. IT WOULD HELP THE PEOPLE BEHIND US GET OUT OF THE NEIGHBORHOOD THAT IS RIGHT BEHIND OUR PROPERTY. HARRIS GLEN, WHICH IS ON, RIGHT AT THE END WHERE OUR POOL IS, PEOPLE FLY THROUGH THERE TOO. WE HAVE SUCH A HARD TIME DURING THE SUMMER TO GET EVEN TO OUR POOLS, BECAUSE THEY WON'T LET PEOPLE CROSS THE STREET. THIS IS JUST GOING TO MAKE A TERRIBLE IMPACT ON THE WHOLE ISSUE IF WE DON'T FINISH JOSH RIDGE. THANK YOU VERY MUCH.

THANK YOU. BRIAN JONES IS SIGNED UP AGAINST, BUT WANTS TO SPEAK ONLY IF THERE ARE QUESTIONS. IS THAT STILL THE CASE? OKAY, THANK YOU. THE LAST SPEAKER AGAINST IS HEATHER JONES. NOT HERE. LET ME GO BACK UP AND READ THE NAMES. AND MAKE SURE THAT EVERYBODY HAS HAD AN OPPORTUNITY TO SPEAK. PHILIP DUE PRE, YOU SPOKE EARLIER, IS THAT CORRECT? PHILIP BUP PHILIP DUPREE. I'M JUST GOING TO READ THOSE IN FAVOR AND NOT WISHING TO SPEAK UNLESS THERE ARE QUESTIONS. ROBERT CHOW. MANJA. LARRY MEYERS. AUDRY VOLKOV. DOUGLAS BATSON. MARILYN NYUGEN. HOLLY. OKAY, LONG. I'M HAVING TROUBLE. LAN LEE. -- HOW IS THIS, H-I-E -- HUGH, HOE? HELP ME. HOW DO YOU PRONOUNCE IT? HIE. ELAGRIA. WYNN. DIASE. PRISCILLA JANE. TREWIN. STEVEN WYNN. TIM WYNN AND THAT IS IT. I THANK YOU, COUNCIL MEMBER KIM AND I'M SORRY FOR BUTCHERING SOME OF THOSE NAMES. I THINK I NEED SOME LESSONS.

MAYOR PRO TEM FOR THE RECORD THAT WAS OLIVARUS.
[LAUGHTER]

OKAY. WE NEED TO KEEP THE ETHNIC GROUPS STRAIGHT HERE, MICHAEL. SO I THINK THAT FINISHES THAT. IF WE COULD HAVE THE RESPONSE FROM THE APPLICANT.

GOOD EVENING, COUNCIL MEMBER. I'M JUST GO TO TOUCH ON A FEW OF THE ITEMS THAT WERE MENTIONED VERY BRIEFLY. REGARDING THE TRAFFIC, NOT ALL THE TRAFFIC

GOES THROUGH HOWARD LANE, AND NOT ALL THE TRAFFIC GOES TO PALMER, OBVIOUSLY. YOU HAVE HAVE A SPLIT BETWEEN THE TWO NEIGHBORHOOD, HARRIS RIDGE AND HARRIS GLEN. IF YOU PROVIDE THIS PUBLIC ACCESS EASEMENT THROUGH THE DRIVE DESIGNS APPROPRIATELY AND MEETING DESIGN COMMERCIAL STANDARDS YOU WILL HAVE PEOPLE PRIMARILY USING THAT ROUTE TO GET INTO HARRIS GLEN. IF DO YOU, THAT THEN THE HARRIS RIDGE RESIDENT WILL BE TAKING THEIR ASSESS THROUGH TWO STREETS OFF OF HARRIS RIDGE AND OFF OF HOWARD LANE. THE HARRIS GLEN FOLKS ON THE SOUTHERN PORTION WOULD BE TAKING ACCESS THROUGH PALMER AND THEN OF COURSE THEY CAN TAKE ACCESS THROUGH THE PUBLIC ACCESS, AND IT WOULD BE AN EASEMENT TO THE CITY OF AUSTIN TO PROTECT THAT. SO AS FAR AS THE SCHOOL GOES, I UNDERSTAND THE SCHOOL IS THERE, IT JUST SEEMS LIKE YOU ARE GOING TO, I DON'T THINK YOU WILL HAVE MORE TRAFFIC GOING THROUGH OUR PROPERTY OR SOMEBODY ELSE WITH THE SCHOOL THERE SINCE JOSH RIDGE DOES NOT EXTEND TO THE SCHOOL PROPERTY NOW AND I'M NOT SURE IF YOU ARE AWARE THERE IS A SEGMENT NOT DEVELOPED, IT IS A MAJOR DRAINAGE EASEMENT, ACCESS EASEMENT AND UTILITY EASEMENT. YOU WOULD HAVE TO BUILD A BRIDGE TO EXTEND THAT, AND IT WOULD ONLY GO TO THE SCHOOL PROBLEM AND SOMEBODY WOULD HAVE TO PAY FOR THAT THAT AREA IS ALREADY BUILT OUT, I DON'T THINK YOU WOULD HAVE A DEVELOPER VOLUNTEER TO PAY FOR THAT, AND I DON'T BELIEVE THE SCHOOL DISTRICT HAS THAT MONEY. SINCE '95 IT WAS MENTIONED IT WAS RESTRICTIVE COVENANT. THERE WERE TWO AMENDMENTS TO THIS COVENANT ALREADY. JOSH RIDGE WAS SUPPOSED TO EXTEND OUT TO HEATHER WILD. IF CRIT NAMES STRAIGHT, THAT HAS BEEN REMOVED AS ONE, I BELIEVE WAS THE VERY FIRST MODIFICATION ONE YEAR AFTER THIS RESTRICTED COVENANT WAS ADOPTED AND THAT WAS A PRETTY MAJOR STREET SO THAT WAS A SIGNIFICANT CHANGE ALONG WITH A SECOND MODIFICATION THAT CITY TRANSPORTATION CAN PROBABLY SPEAK TO. I ALSO WANT TO POINT OUT AT THE MEETING FOR ZONING AND PLATTING THE COMMISSIONER CHAIR ASKED, BEFORE WE HAD A CHANCE TO DO OUR REBUTTAL, IF NEIGHBORHOOD WAS IN SUPPORT OF THE CITY STAFF

ALTERNATE RECOMMENDATION LR-CO, AND I DON'T RECALL HOW IT HAPPENED THEY STOOD UP AND SAID THEY WERE IN SUPPORT TO I'M SURPRISED THEY ARE RECOMMENDING OTHER ZONING, AND WE AGREED TO THE LR-CO. WE DO HAVE THE NEIGHBORHOOD THAT IS CLOSEST TO OUR PROPERTY, HARRIS GLEN THAT DID SPEAK AND DID WRITE LETTERS WITH SPECIFIC CONDITIONS IN SUPPORT OF THIS WE HAD KIMBERLY MINOR THAT EVEN TOOK THE TIME BECAUSE SHE TRAVELS TORQUE CAME TO THE COUNCIL OFFICE TO EXPLAIN IN PERSON SHE HAS BEEN COORDINATING MEETINGS IN HER NEIGHBORHOOD, AND THEY IMPOSED THESE AND ASKS US TO CONSIDER THESE CONDITIONS. THEY PUT THEM IN WRITING, AND WE SENT THEM TO THE PRESIDENT OF HARRIS GLEN. HE REVIEWED IT, HE IS A BUILDER, UNDERSTANDS SITE PLANS, REVIEWED IT IN A LOT OF DETAIL AS CALLED ME, AND WE HAD A LOT OF JUST DESIGNED AND SET BACK, ET CETERA, HE FEELS THE NEIGHBORHOOD ASSOCIATION WOULD NOT LIKE THE CITY STREET, BUT APPRECIATES SOME PUBLIC ACCESS TO THE PROPERTY. SO THAT IS VERY IMPORTANT TO KEEP IN MIND BECAUSE AS COUNCIL AND COMMISSION TELLS US WE NEED TO PAY ATTENTION ALL THE ASSOCIATIONS, BUT OBVIOUSLY WE NEED TO BE VERY SENSITIVE TO THE ASSOCIATIONS THAT ARE IN CLOSE PROXIMITY TO OUR PROPERTY, ESPECIALLY IF THEY ARE ABUTTING A LARGE PROMPT LINE. I CALLED TxDOT IF THEY HAVE AN OFFICIAL POSITION, AND WE SPOKE TO MR. MORRIS FROM OUR OFFICE, TALKED TO HIM, AND THEY SAID THEY DO NOT HAVE A JURISDICTION SO ANY STATEMENT ARE NOT OFFICIAL AS FAR AS TxDOT COMMENTS WHETHER THIS IS GOOD OR SHOULD GO THROUGH OR NOT, THIS IS NOT JURISDICTION, AND PROBABLY CITY TRANSPORTATION CAN CONFIRM THAT. THE TIA, I KIND OF TAKE ISSUE WITH THE STATEMENTS MADE ABOUT THAT, WE HAVE A PROFESSIONAL TRAFFIC CONSULTANT THAT PREPARED THAT, AND HE DOES HAVE TO FOLLOW CITY STANDARD AND A WHOLE CRITERIA THEY HAVE TO FOLLOW THAT, I'M SURE THEY DON'T GO OUT AND TAKE TRAFFIC COUNTS AT 3:00 IN THE MORNING WHEN THERE IS NO TRAFFIC. AND IN CLOSING, I DO WANT TO GO AHEAD AND SPEAK TO THE CULTURAL ISSUE, AND THE ACTUAL PERSONAL PART OF THIS PROJECT. I KNOW THERE HAS BEEN SOME CONCERN FROM POSSIBLY ANOTHER

COMMERCIAL SITE THAT IS, I BELIEVE IT IS LOCATED WEST OF I-35, POSSIBILITY OF THE CONCERN OF COMPETITION, THINGS OF THAT NATURE. WELL THE THING IS AUSTIN HAS AT LEAST A 6% OF ASIAN AMERICANS HERE OF ALL VARIETIES, KOREAN, VIETNAMESE, CHINESE, INDIANS, THERE CAN BE A WHOLE LOT LIKE HISPANIC, CONNECTED BE CUBAN, MEXICANS, SO IT IS THE SAME SITUATION. AT LEAST 24% OF THAT 6% RESIDE IN THIS NORTHEAST AREA OF AUSTIN. NOW, IF YOU WANT TO KNOW WHAT THOSE NUMBERS -- AND THESE ARE NUMBERS BY THE CITY OF AUSTIN, THESE WERE NOT MADE UP, THE CITY OF AUSTIN HAS 70,000 ASIAN-AMERICAN CITIZENS IN AUSTIN SO IF YOU FACTOR IN 24%, 70,000 ASIAN AMERICAN, I THINK THEY SHOULD BE ABLE TO BE AFFORDED TO SHOP IN MORE THAN ONE ASIAN-BASED MARKETPLACE. THE OTHER THING ON THE ASIAN-BASED MARKET, IS THIS IS NOT 100% ASIAN. THAT WAS A CONCERN BROUGHT TO OUR ATTENTION NEIGHBORHOOD MEETINGS. THIS CENTER IS A MULTICULTURAL CENTER AND PROVIDE SERVICES AND PRODUCTS THAT WILL SERVE ASIAN AMERICAN, HISPANICS, A WHOLE VARIETY OF DIFFERENT ETHNIC GROUPS SO IT IS NOT 100% ASIAN BASED AND I KNOW ALMOST ALL OF US HAVE GONE TO RESTAURANTS AND WE ALL LOVE IT AND I'M NOT ASIAN-AMERICAN, BUT I LOVE THE FOOD SO I THINK ALL OF OUR CITIZENS IN AUSTIN SHOULD BE ALLOWED TO BE ABLE TO GO TO MORE THAN ONE OR MORE THAN TWO MARKET OF THIS TYPE OR CENTER TO PROVIDE THE SERVICES AND THE PRODUCT. AND LASTLY, OBVIOUSLY, AS YOU ALWAYS ASK ON MY CASES IS YOU ALL WOULD LISTEN TO THIS, THE MERITS OF THIS CASE, LISTEN TO EVERY FACTOR OF THIS CASE, DESIGN ISSUE, THE WORK WE'VE PUT INTO IT AND THE RELATIONSHIPS WE'VE BUILT WITH THE NEIGHBORHOOD AND COMMENTS WE'VE IMPOSED IN OUR PROJECTS. ESPECIALLY IN AUSTIN TEXAS, WE ARE A CITY OF DIVERSITY AND THIS ALLOWS US THE OPPORTUNITY TO PROVIDE THAT DIVERSITY NEAR AUSTIN, AND I THINK THAT IS WHAT AUSTIN IS, THAT IS WHAT AMERICA IS ABOUT, THAT IS WHY HE FELT THIS WAS A WONDERFUL PROJECT AND EVERYONE WE TALKED TO LIKED THIS PROJECT. THE MAIN ISSUE, AS YOU KNOW, IS THE STREET ISSUE, AND WE HAVE PROVIDED ALTERNATIVE DESIGNS, AND WE ARE CONTINUING TO WORK ON IMPROVING THAT AND OBVIOUSLY

TONIGHT YOU ARE NOT APPROVING A RESTRICTED COVENANT SO WE ARE HOPING TO COME BACK WITH A DESIGN TO THOSE A MORE-IMPROVED DESIGN WITH A SMOOTHER TRANSITION TO TRAFFIC THAN JOSH RIDGE TO HARRIS RIDGE. SO IN CLOSING I WOULD LIKE FOR YOU ALL TO PLEASE CONSIDER THIS, CONSIDER ALL THE WORK AND EFFORT THE TEAM HAS DEDICATED TO THIS PROJECT. THIS HAS BEEN A PROJECT THAT I'VE ONLY BEEN INVOLVED SINCE FEBRUARY, WHICH YOU KNOW THAT IS A LONG TIME FOR ME TO BE INVOLVED IN A ZONING CASE, AND MR. NGUYEN HAS BEEN INVOLVED IN FOUR YEAR WAS LOT OF TIME, MONEY AND PERSONAL INVESTMENT SO PLEASE CONSIDER ALL OF THESE FACTORS AND SUPPORT OUR CASE. THANK YOU.

THANK YOU VERY MUCH. COUNCIL, AT THIS TIME I WOULD LIKE TO SEE IF WE ALL HAVE SOME QUESTIONS. COUNCIL MEMBER LEFFINGWELL.

I HAVE A GOT SOME QUESTIONS.

JOSH RIDGE IS A FOUR-LANE DIVIDED ROAD, IS THAT CORRECT?

YES, SIR, IT IS CLASSIFIED AS A COLLECTOR STREET.

LEFFINGWELL: AND IT STOPS AT THE SITE WE ARE TALKING ABOUT WHERE THE SHOPPING CENTER IS PROPOSED.

THAT IS CORRECT.

LEFFINGWELL: BUT THERE INTENT TO GO ON TO THE RIDGE.

THERE IS NO EASEMENT AT THIS TIME. I'M SORRY, ARE YOU TALKING ABOUT WEST OF HARRIS RIDGE?

LEFFINGWELL: THE EXTENSION.

THROUGHOUT PROPERTY, THERE IS NO EASEMENT AT THIS TIME, NO, THAT WOULD HAVE TO BE PROVIDED DURING THE SUBDIVISION PROCESS.

LEFFINGWELL: BUT THERE IS A CONDITIONAL OVERLAY THAT

PROVIDES FOR THAT.

THERE IS A RESTRICTIVE COVENANT WITH THE PRIOR ZONING CASE, THAT IS WHAT THEY ARE ASKING TO TERMINATE.

LEFFINGWELL: SO THE STAFF HAS RECOMMENDED DISAPPROVAL OF THE REQUEST TO VACATE THE RESTRICTIVE COVENANT?

THAT'S CORRECT.

LEFFINGWELL: THIS IS A BROAD QUESTION, BUT COULD YOU TAKE US THROUGH YOUR RATIONALE FOR THAT RECOMMENDATION?

THE STREET WAS DESIGNED MANY YEARS AGO WHEN THIS AREA WAS FIRST SUBDIVIDED TO SERVE AS A MAJOR COLLECTOR STREET. IT WAS SET UP AS A FOUR-LANE DIVIDED ROAD THERE NOR HOUSES THAT FRONT SELECTLY TON, BUT -- DIRECTLY ON IT, BUT THEY ARE ABUTT IT. IT WAS DESIGNED TO CARRY TRAFFIC AND TO PROVIDE A WAY TO AVOID HAVING CARS CUT THROUGH THE RESIDENTIAL PROPERTIES, INSTEAD OF USING THE RESIDENTIAL STREETS IT WAS HELD THEY COULD USE JOSH RIDGE. SO THAT WAS THE PRIMARY INTENT, TO ELIMINATE OR TRY TO REDUCE CUT-THROUGH TRAFFIC OR TRAFFIC USING THE RESIDENTIAL STREETS AND INSTEAD TO ENCOURAGE THEM TO USE THE COLLECTOR STREET. IT WOULD COLLECT TO HARRIS RIDGE WHICH IS A MAJOR ARTERIAL AND AS MENTIONED IT IS BEING EXTENDED TO THE NORTH AT A COUNTY PROJECT AND SO BY PROVIDING DIRECT ACCESS TO THE ARTERIAL, IT WOULD IMPROVE CIRCULATION IN THE AREA, WE FEEL.

LEFFINGWELL: AS I UNDERSTAND, IT THE APPLICANT'S PROPOSAL IS TO CHANGE THIS FOUR-LANE DIVIDED ROAD INTO A TWO-LANE PRIVATE DRIVEWAY THROUGH THE PROPOSED SHOPPING CENTER, IS THAT CORRECT?

THEY HAVE, THEY DO HAVE A SITE PLAN THAT SUNDAY REVIEW RIGHT NOW -- THAT IS UNDER REVIEW RIGHT NOW, AND THEY ARE LOOKING AT ALTERNATIVES TO PROVIDING

DRIVEWAY ACCESS TO THE AREA. ONE ALTERNATIVE COULD YOU CONSIDER IF DO YOU CHOOSE TO RECOMMEND AN AMENDMENT OF THIS RESTRICTIVE COVENANT IS THAT THEY PROVIDE A DEDICATED PUBLIC ACCESS EASEMENT THROUGH THE CENTER SO THAT ACCESS WOULD BE GUARANTEED. IF THE COVENANT IS SIMPLY TERMINATED, THEN THERE WOULD BE NO GUARANTEE THEY COULD NOT BARRICADE THE STREET AT SOME FUTURE TIME. WE WOULD LIKE TO SEAT CONNECTION MADE TO HARRIS RIDGE, PREFERABLY AS A PUBLIC STREET OR PUBLIC ACCESS EASEMENT SO TRAFFIC WOULD BE ABLE TO GO THROUGH WITHOUT DISRUPTION.

LEFFINGWELL: I HAVE A CONCERN ABOUT THE TRANSITION FROM A FOUR-LANE DIVIDED ROAD WHICH IS A COLLECTOR STREET, TO A TWO-LANE PRIVATE ROAD. IT SEEMS TO ME SORT OF INTUITIVELY THAT THE CAPACITY OF A ROAD THAT IS ONLY AS STRONG AS ITS WEAKEST PART OF IT, IT DOESN'T DO MUCH GOOD HAVE A FOUR-LANE DIVIDED ROAD FOR PART OF IT AND THEN HAVE A TWO-LANE ROAD FOR THE REST OF IT, IT STILL SEEMS LIKE TO WOULD SERVES A ONLY A TWO-LANE ROAD.

IT WOULD BE A BIT OF A BOTTLE NECK IF THAT WERE DONE INSTEAD 6 THE FOUR-LANE ROAD. THE PROJECTIONS FROM THE TIA SHOW SEVERAL THOUSAND ADDITIONAL CARS PER DAY WOULD USE JOSH RIDGE TO GET TO AND FROM THE SOUNDING NEIGHBORHOODS SO WE EXPECT A FAIR AMOUNT OF TRAFFIC TO BE USING THE ROAD.

IF IT WERE CONTINUED AS A FOUR-LANE ROAD OR IF IT TRANSITIONED TO A TWO LANE?

I'M SPEAKING TO THE SECTION EAST 6 THE SITE SO WHETHER IT IS EXTENDED OR NOT IT WILL CARRY A GOOD DEAL OF TRAFFIC FROM THIS SITE, TO AND FROM THE NEIGHBORHOOD. IF IT IS NOT EXTENDED, THEN TRAFFIC WILL BE SOMEWHAT DISRUPTED AND, YOU KNOW, THERE WILL PROBABLY BE MORE TRAFFIC USING RESIDENTIAL STREETS BECAUSE IT WILL BE EASIER FOR THEM TO USE THE RESIDENTIAL STREETS THAN TO CUT THROUGH THE CENTER.

SO THE REPRESENTATIONS I'VE SEEN ALSO SHOW IT AS ENTERS THE PROPERTY AND TRANSITIONS TO TWO-LANE FROM FOUR-LANE IT ALSO MAKES A 90 degrees TURN TO THE RIGHT AND SUBSEQUENTLY 90 degrees TURN TO THE LEFT. HOW DOES THAT IMPACT TRAFFIC FLOW?

IT CERTAINLY SLOWS DOWN THE FLOW. WE DON'T FEEL THERE WOULD BE A CAPACITY PROBLEM, BUT THE TIA DOES INDICATE THE TRAFFIC COULD BE ACCOMMODATED, BUT IT CERTAINLY WOULD SLOW IT DOWN AND ALSO CREATE THE POTENTIAL FOR MOHAIRSARDS IF THE CARS ARE HAVING TO SNAKE THROUGH THE AREA INSTEAD OF HAVING A MORE DIRECT ROUTE.

LEFFINGWELL: BUT YOUR FINAL RECOMMENDATION IS TO CONTINUE RESTRICTIVE COVENANT THAT WOULD ALLOW JOSH RIDGE TO CONNECT TO HARRIS RIDGE AS A FOUR-LANE DIVIDED ROAD.

YES, SIR, THAT SOUR RECOMMENDATION.

LEFFINGWELL: THANK YOU.

FURTHER COMMENTED? COUNCIL MEMBER McCRACKEN.

MCCRACKEN: ALSO, I THINK THIS WE ARE PROBABLY PRETTY IN SINK WITH, I AM PERSONALLY WITH THE RECOMMENDATION YOU ALL HAVE, BUT ONE OF THE THINGS THE DESIGN STANDARDS ORDINANCE REQUIRES A DISTRIBUTED GRID-BASED SYSTEM, AND I DON'T THINK THE AM SCANT QUITE THERE YET, ALL -- THE APPLICANT IS QUITE THERE YET, ALTHOUGH I THINK THEY ARE CLOSE. I GUESS THE CONCERN FROM YOU-ALL'S PART IS TWO PART, THAT IF THERE IS A ROAD SYSTEM THAT CONNECTS HARRIS RIDGE TO THE INTERNAL STREET, WHICH ROAD IS THAT?

JOSH RIDGE.

MCCRACKEN: JOSH RIDGE, THAT THAT CONNECTION EVER BE CUT OFF THAT ONE OF THE ISSUES RIGHT?

YES, SIR.

MCCRACKEN: SO THAT SOUNDS LIKE SOMETHING WE CAN EASILY SOLVE, WE CAN BUILD THAT AS A CONDITION INTO WHATEVER APPROVALS WE MIGHT GIVE S. THAT SOMETHING WE CAN DO?

WE COULD, IF YOU REQUIRED A PUBLIC ACCESS EASEMENT THEN THAT RIGHT OF ACCESS COULD BE ESTABLISHED.

MCCRACKEN: AND THE DESIGN STANDARDS ORDINANCE WOULD PROHIBIT THAT AS WELL. ONE THING I PICKED UP ON IN GOING THROUGH THIS PROCESS AND THIS CASE, WE NEED EVERYBODY INVOLVED TO GET MORE UP TO SPEED ON THE DISTRIBUTED ROAD SYSTEM REQUIRED ON LARGE SITES BECAUSE I PICKED UP THE LACK OF FAMILIARITY AND THIS IS A FAIRLY NEW ORDINANCE, WE'RE ABOUT 11 MONTHS INTO IT NOW, BUT THE OTHER ISSUE IS WHETHER, WHAT THE TRAFFIC WOULD BE LIKE ON THE ROAD SYSTEM THAT CONNECTED HARRIS RIDGE TO JOSH RIDGE, RIGHT? COULD IT HANDLE THE CAPACITY, RIGHT?

YES, SIR.

MCCRACKEN: AND WHAT I'M GATHERING IS IF WE DO HAVE A DISTRIBUTED GRID-BASED SYSTEM AS REQUIRED BY THE ORDINANCE THAT THAT WOULD DISTRIBUTE THE TRAFFIC THROUGH THE SITE SO THAT, SO THAT WE WOULD NOT JUST BE LOOKING AT THE ONE CONNECTOR ROAD, BUT THE ENTIRE DISTRIBUTED TRAFFIC SYSTEM REQUIRED BY THE ORDINANCE, RIGHT?

YES.

I KNOW YOU'VE SEEN THE PROPOSAL THAT COMPLIES WITH THAT ALTHOUGH I KNOW THEY ARE WORKING ON IT, THEY ARE CLOSE.

YES, THE PROPERTY IS REQUIRED TO BE DIVIDED IN LARGER BLOCKS DEFINED BY THE INTERNAL CIRCULATION ROUTES AND THEY HAVE SUBMITTED A PLAN WE FEEL DOES MEET THE BASIC REQUIREMENT THERE, AND THEY ARE TWEAKING THAT A BIT TO LOOK AT SOME ADDITIONAL OPTION.

MCCRACKEN: YEAH, AND I DON'T THINK THEY ARE THERE

YET MYSELF, BUT I DO AGREE THEY ARE CLOSE, AND THEY ARE GOING TO GET THERE AND I'M NOT CONCERNED ABOUT IT, BUT I THINK IT IS GOING TO BE IMPORTANT TO SEE WHAT THE TRAFFIC IMPACT IS ONCE YOU GET A COMPLIANT PLAN FROM THEM, WHICH WE ARE GOING TO GET, I'M NOT WORRIED ABOUT IT, THAT WE DISTRIBUTE THAT TRAFFIC SO THAT WE -- BECAUSE ONE OF THE THINGS I'M PICKING UP ON IS SOME NEIGHBORS ARE JUSTIFIABLY CONCERNED ABOUT MAINTAINING THAT CONNECTION TO HARRIS RIDGE. AND OTHER NEIGHBORS ARE ALSO JUSTIFIABLY CONCERNED WE NOT HAVE A HIGH-SPEED ROADWAY CONNECTING TO THEIR NEIGHBORHOOD AND THE DEVELOPERS OF THE SITE ARE JUSTIFIABLY CONCERNED IT IS A VERY PEDESTRIAN ORIENTED DEVELOPMENT NOT HAVE THE HIGH-SPEED ROADWAY CUT THROUGH THE MIDDLE OF IT WHICH WOULD BE COMPLETELY AT ODDS WITH THE LETTER AND INTENT OF THE DESIGN STANDARDS ORDINANCE. SO IT SOUNDS LIKE WE HAVE A SOLUTION HERE BY APPLYING THE REQUIREMENTS OF THE GRID-BASED ROAD SYSTEM REQUIRED IN THE DESIGN STANDARDS ORDINANCE WHICH WE ARE VERY CLOSE TO SEE ON AN OTHERWISE EXCELLENT PROJECT. SO I'M HAPPY THAT WE HAD SOME REALLY GOOD WORK. I THINK WHAT WE ARE GOING GET OUT OF THIS ONCE WE GET THAT, GET THIS FEW TWEAKS ON THE DISTRIBUTED SYSTEM, WE CAN HAVE TWO TWO-LANE ROADS, NOT ONE, AND YOU WILL SLOW IT AS ENTERED THE DEVELOPMENT AND SLOW AS IT LEAVES SO YOU WILL HAVE A CALMER TRAFFIC PATTERN, AND YOU WILL HAVE CONNECTIONS THAT EVERYBODY COMES OUT AHEAD. SO OVER THE NEXT WEEK, WE WILL CONTINUE WORKING ON THIS, AND I THINK WE WILL GET THERE, BUT I THINK IT REFLECTS HOW THE SITE REQUIREMENTS IN THE ORDINANCE AND PARTICULARLY REQUIRING THE SMALLER BLOCKS AND SMALLER STREETS FOR HAVING A PRACTICAL POSITIVE REAL-WORLD IMPACT ON THIS PROJECT, ON A PROJECT ADJACENT TO A NEIGHBORHOOD. BUT THANKS FOR ALL YOUR WORK, I THINK EVERYBODY IS RIGHT TRACK.

DUNKERLEY: COUNCIL MEMBER MARTINEZ.

MARTINEZ: THANK YOU. I UNDERSTAND YOUR RECOMMENDATION TODAY IS TO NOT DISBAND THE RESTRICTIVE COVENANT, BUT IF WHICH WERE TO IMPROVE

THIS SITE PLAN, AND IF WE WERE TO COMPLY WITH THE DESIGN STANDARDS AND CREATE A CONNECTING, A MORE FREE-FLOWING CONNECTING SYSTEM FOR TRAFFIC, COULD STAFF'S RECOMMENDATION CHANGE?

WE STILL FEEL THAT IT IS MOST APPROPRIATE TO HAVE A PUBLIC STREET THROUGH THERE BECAUSE WAS DESIGNED TO DO THAT AND, AGAIN, IT WOULD SERVE MORE, WE FEEL IT WOULD FUNCTION BETTER TO DIVERT TRAFFIC OFF OF THE RESIDENTIAL STREETS, IF IT WERE A PUBLIC STREET. HOWEVER, AT A MINIMUM, OUR RECOMMENDATION RECOMMENDATION IS IF YOU DO CHOOSE TO DO THAT, TRAFFIC COULD BE ROUTED THROUGH THERE, BUT NOT DIRECTLY.

IS YOUR ANSWER YES OR NO?

OUR RECOMMENDATION STILL IS THE PUBLIC STREET.

I UNDERSTAND, I'M NOT TRYING TO OVER SIMPLIFY IT, I APOLOGIZE FOR THAT. BUT YOUR POSITION IS WE NEED TRAFFIC TO BE ABLE TO FLOW THROUGH THERE AND WHAT I THINK WE ARE SAYING OR AT LEAST WHAT THE AM SCANT SAYING IS THEY WILL DO EVERYTHING THEY CAN TO MAINTAIN THAT FLOW OF TRAFFIC. WE ALSO KNOW THAT STAFF WENT OUT TO THE SITE AND FOUND THAT EVEN WITH CONNECTING JOSH RIDGE OVER TO HARRIS RIDGE, WE HAVE SOME SITE DISTANCES THAT ARE QUITE HAZARDOUS TO VEHICLES THAT WOULD TRY TO BE GETTING OUT INTO THE ROADWAY BECAUSE OF THE SUFFER TOUR OF THE ROAD -- CURVE TOUR OF THE ROADWAY SO THERE ARE OTHER ISSUES, NOT JUST CONNECTING JOSH RIDGE ALL THE WAY AND MAKING EVERYTHING FINE AND CANDY, WE WOULD STILL HAVE TO MITIGATE OTHER TRAFFIC PROBLEMS EVEN WITH THAT.

THAT IS CORRECT. WHETHER IT IS A DRIVEWAY OR PUBLIC STREET, THE VISIBILITY AT THE INTERSECTION OF HARRIS RIDGE DOES NEED TO BE EXAMINED IN A BIT MORE DETAIL. ONE PROBLEM NOW IS WITH ALL THE RAINS WE'VE HAD THE VEGETATION IS GROWN SO WE CAN'T DETERMINE AT THE SITE WHAT FUTURE CONDITIONS WILL BE, AND WHAT KIND OF VISIBILITY WE WILL HAVE WHEN THE SITE IS DEVELOPED

BUT IT DOES APPEAR THERE ARE SOME RESTRICTIONS THERE AND MAY HAVE TO BE SOME LIMITATIONS ON THE MOVEMENTS WHERE INTERSECTION APT HARRIS RIDGE OCCURS, WHETHER IT IS A DRIVEWAY OR PUBLIC STREET.

MAYOR PRO TEM, WITH THAT, I WANT TO MAKE A MOMENT WE JUST APPROVE IT ON FIRST READING SO WE CONTINUE WORKING ON THIS AND BRING BACK NEXT WEEK SO TRY AND SEE IF WE CAN MAKE IMPROVEMENTS TO THE TRAFFIC FLOW. I'M SORRY? I WILL MAKE A MOTION. ON ITEM 59.

OKAY. THERE HAS BEEN A MOTION ON ITEM 59 ON FIRST READING FOR LR-CO. IS THERE A SECOND?

SECOND.

DUNKERLEY: SECOND BY COUNCIL MEMBER McCRACKEN. COMMENTS, OTHER QUESTIONS?

I ASK A QUESTION FOR GEORGE AGAIN, ABOUT THE ROAD. THE ISSUE ABOUT THE VISIBILITY, I UNDERSTAND IT IS DID I HAVE TO TELL WITH THE VEGETATION -- DIFFICULT TO TELL WITH THE VEGETATION NOW WITH THE CURVE OF HARRIS RIDGE AND WHERE JOSH RIDGE WILL CONTINUE OUT, WHAT IS, HOW MUCH DETAIL IS THERE INSPECT RESTRICTIVE COVENANT AS TO HOW MUCH, I GUESS, HOW MANY LINEAR FEET OR IF THERE IS THAT KIND OF SPECIFICITY IN RESTRICTIVE COULD HAVENANT AS TO THE RIGHT OF WAY OF THAT -- COVENANT AS TO THE RIGHT OF WAY OF THAT ROAD, AND I WAS WONDERING IF WE ARE GOING TO DO THE ROAD WOULD IT HAVE TO BE AT A CERTAIN ANGLE OR IS IT SOMETHING TO BE NEGOTIATED LATER, WOULD THERE HAVE TO BE A TRAFFIC LIGHT AT THAT INTERSECTION?

COUNCIL MEMBER, THE RESTRICTIVE COVENANT IS NOT RESTRICTIVE AS TO THE WIDTH OF THE ROAD, BUT BECAUSE IT IS A FAIRLY SHORT SECTION IT WOULD BE GOOD TO MATCH THE EXISTING CROSS SECTION AND CONTINUE THAT ON TO HARRIS RIDGE. AS FAR AS A TRAFFIC SLIGHT CONCERNED, IT DOES NOT APPEAR AT THIS TIME THERE WOULD BE SUFFICIENT TRAFFIC TO WARRANT A TRAFFIC SIGNAL SO WE DO NOT ANTICIPATE THAT THERE WOULD BE

SUFFICIENT DEMAND FOR A SIGNAL? THE FUTURE.

ONE CHANGE WE LEARNED THAT HAD TO DO WITH TRAFFIC LIGHTS AND FEEDER ROADS IS AS YOU HAVE MORE DEVELOPMENT AND MORE TRIPS THAT WOULD THEN AT SOME POINT TRIGGER THE NECESSITY FOR HAVING A TRAFFIC LIGHT, CORRECT?

IT IS POSSIBLE. AND THE PROPERTY TO THE WEST DEVELOPS, IT IS POSSIBLE, THEY WILL TIE IN WITH THAT SAME LOCATION AND GENERATE ADDITIONAL TRAFFIC, BUT IN THE SHORT-TERM, JUST BASED ON THIS PROJECT ATTHROWN DOES NOT APPEAR THERE WOULD BE SUFFICIENT JUSTIFICATION FOR A SIGNAL. AGAIN, THERE ARE SOME, DO WE NEED TO LOOK MORE CLOSELY AT THE VISIBILITY CONSIDERATIONS THERE AND WHETHER WE CAN EVEN ALLOW ALL THE NORMAL TURNING MOVEMENTS THAT THE LOCATION.

THANK YOU.

DUNKERLEY: COUNCIL MEMBER LEFFINGWELL.

I WANT TO CLARIFY THE MOTION, WAS THAT TO CLOSE THE PUBLIC HEARING, VOTE ON ITEM 59 AND POSTPONE 58 IS THAT THE MOTION.

THAT IS WHAT I WAS GOING TO ASK OUR MAKERS TO DO.

THAT IS FINE, POSTPONING 58 FOR THE RESTRICTIVE COVENANT UNTIL WE COME BACK. AND I WOULD BE OPEN TO KEEPING THE PUBLIC HEARING OPEN SO IF WE NEED TESTIMONY NEXT WEEK OVER WHAT TOOK PLACE OVER THE WEEK, I'M FINE WITH THAT.

THE MOTION DOES NOT INCLUDE CLOSING THE PUBLIC HEARING.

RIGHT.

SO I'VE GOT A QUESTION, ONE MORE QUESTION. AND I GUESS YOU CAN ANSWER IT, MR. GUERNSEY. IT WAS RAISED BUT COUNCIL MEMBER McCRACKEN'S COMMENTS, AS I

UNDERSTOOD IT, NOW WE ARE TALKING ABOUT A TWO, TWO DIFFERENT PUBLIC ACCESS ROUTES THROUGH THE SHOPPING AREA, THE FOUR-LANE ROAD WOULD DIVIDE INTO TWO DIFFERENT TWO-LANE ROADS? OKAY, AND THE SECOND THING WAS THE PRESENT RESTRICTIVE COVENANT, THE ROOTS FOR THE EXTENSION OF THE FOUR-LANE ON TO HARRIS RIDGE, I'M TRYING TO RECOLLECT FROM WHAT I'VE SEEN OF THE LAY OUT AND THAT WOULD NOT GO THROUGH THE SHOPPING CENTER, BUT IT WOULD BE ALONG ONE OF THE EDGES OF IT, JUST AS HARRIS RIDGE AND THE OTHER MAJOR ARTERIAL ON THE OTHER SIDE S. THAT RIGHT? IS THERE ANY PROPOSED DEVELOPMENT TO THE OTHER SIDE INTO THE LO TRACT?

ON THE OTHER SIDE OF HARRIS?

ON THE OTHER SIDE OF THE HYPOTHETICAL EXTENSION MUCH JOSH RIDGE.

I'M NOT AWARE OF DEVELOPMENT ON THE OTHER SIDE.

SO IT IS ALL ON THE GR TRACT ESSENTIALLY, IS THAT CORRECT?

THIS WOULD ACTUALLY SPLIT THE RR AND GR TRACTS WHERE IT COMES ACROSS. I'M NOT AWARE OF ANY DEVELOPMENT ON THAT SIDE.

THAT IS THE SUPER MARKET, THE HONG KONG SUPER MARKET WOULD BE SPLIT.

IT WOULD BE, AS I UNDERSTAND THE PROPOSED ROADWAY WOULD GO THROUGHOUT MIDDLE OF THE MARKET, AS SHOWN IN AN EXHIBIT EARLIER THIS EVENING.

BUT THERE WOULD NOT BE ROOM TO MOVE THE ENTIRE HONG KONG MARKET ON TO THE LO TRACT SO THE FOUR-LANE WOULD EFFECTIVELY SPLIT THE SHOPPING CENTER.

IF YOU WERE TO PUSH THAT BUILDING TO THE NORTH IT WOULD SPLIT THE DEVELOPMENT IN TWO, BUT THERE IS NOT ENOUGH RING, I THINK, PHYSICALLY FOR THE BUILDING

TO GO.

THAT IS WHAT I'M SAYING IT WON'T FIT ON THAT TRACT.

RIGHT.

OKAY, THAT IS ALL I HAVE.

ANY OTHER QUESTIONS? COUNCIL MEMBER.

MCCRACKEN:

I THINK HE -- COUNCIL MEMBER McCRACKEN.

I THINK HE IDENTIFIED ONE OF THE KEY ISSUE, HOW THE ROAD THAT BLOCKS THE SYSTEM IS GOING TO GET COMPLIANT WITH THE ORDINANCE AND DID THE TRAFFIC DISTRIBUTION NECESSARY SO WE DO DISTRIBUTE TRAFFIC OUT WITHOUT CREATING A FREEWAY THROUGH THE MIDDLE OF THIS PEDESTRIAN-ORIENTED DEVELOPMENT SO I DON'T THINK IT WILL BE AN ACCEPTABLE SOLUTION TO TURN NEXT TO THE RR TRACT, I DON'T THINK THAT WOULD PRODUCE THE TRAFFIC DISTRIBUTION THAT IS PART OF THE BENEFIT OF THE BLOCK SYSTEM. THAT IS VERY FICTION FIXABLE. SEEMED LIKE IT WAS VERY ACHIEVABLE BUT COUNCIL MEMBER LEFFINGWELL HAS IDENTIFIED A KEY FIX THAT WILL NEED TO BE MADE ON THAT.

DUNKERLEY: COUNCIL MEMBER COLE.

COLE: YES, I CAN APPRECIATE THEIR COMMENDS AS THEY RELATE TO THE DESIGN STANDARDS, AND I HOPE STAFF WILL LOOK AT THAT WITH THE APPLICANT. MY QUESTION IS WHAT IS THE OTHER DEVELOPMENT ON THE OTHER SIDE. DO YOU KNOW ANY OF THAT INFORMATION?

WELL, JOSH RIDGE IS A COLLECTOR ROAD ON THE OPPOSITE SIDE OF HARRIS RIDGE WHERE IT WOULD MATCH UP AT DELL PROPERTY, AND I DON'T THINK THERE IS A SITE PLAN FOR DEVELOPMENT ON THE OPPOSITE SIDE OF HARRIS GLEN AT THIS TIME.

SO AS FAR AS WE KNOW, THEY ARE JUST HOLDING THAT

PROPERTY, AND WE ARE NOT HAVING TO COMPLY WITH ANY BIGGER PICTURE OR TRAFFIC PLAN, WE CAN SIMPLY CONSIDER THE APPLICANT'S APPLICATION.

THAT IS RIGHT AND AT THE TIME OF DEVELOPMENT OF THEIR PROPERTY THEY HAD HAVE TO TAKE INTO CONSIDERATION ANY MEDIAN BREAKS OR CURB CUTS OR STREET LINKAGES AT THIS TIME.

OKAY.

MAYOR PRO TEM, I'VE HEARD COUNCIL MEMBERS MENTION NEXT WEEK SO I'LL SUMME AS PART OF THE MOTION YOU ARE GIVING DIRECTION TO THE STAFF TO HAVE BOTH OF THESE ITEMS ON NEXT WEEK'S AGENDA SYSTEM THAT CORRECT?

DUNKERLEY: THAT IS CORRECT.

OKAY. AND THEN WITH RESPECT TO THE ISSUE, IF THERE IS A DESIRE TO HAVE AS PART OF THIS IN LIEU OF A STREET AND HAVE THE ACCESS EASEMENT, I'M NOT SURE IF THE APPLICANT COULD PROVIDE FIELD NOTES NOTES IN A TIMELY MANTORY HAVE THEM AVAILABLE TO HAVE SOMETHING THAT COULD YOU APPROVE AS AN OFFICIAL ACCESS EASEMENT IS ALTHOUGH IS NOT PART OF YOUR MOTION NOW, I WILL MENTION TO THE APPLICANT WE MAY WANT TO CONSIDER THAT PRIOR TO SITE PLAN APPROVAL AN EASEMENT IS CREATED OF ADEQUATE WIDTH FOR ACCESS TO TRAVERSE THIS SITE, AND THAT WAY YOU WOULD NOT NEED FIELD NOTES WITH APPROVAL OF A COVENANT CHANGE OR THE ZONING CASE AT THIS TIME. I JUST WANT TO MAKE THAT NOTE.

MAYOR PRO TEM.

DUNKERLEY: YES.

THE DISCUSSION ON THE TWO DIFFERENT ROADS, THE TWO TWO-LANE ROADS, IS THERE ANY CONSIDERATION BEEN GIVEN TO MAKING THESE TWO PUBLIC ROADS? [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

PEOPLE SHOULD HAVE ONE STREET THAT IS NOT 40 MILES AN HOUR HIGHER ON IT, ACCESS OF -- YOU KNOW, -- THAT'S SOMETHING WE'VE GOT -- I THINK THIS PROJECT HAS IDENTIFIED A PROBLEM WITH THE WAY WE ARE PLANNING OUR ROAD SPEEDS IN OUR NEWER NEIGHBORHOODS IN THE CITY THAT WE'RE GOING TO HAVE TO ADDRESS GOING FORWARD, BUT ANYWAY, THAT'S SOMETHING I WANT US TO FLAG, BECAUSE IF WE HAVE THIS DISTRIBUTED ROAD SYSTEM, ONE OF THE IMPEDIMENTS TO THE INTENT OF THE GRID SOMETHING REACHING OUT ON THESE ROADS IS THE FACT THEY'RE CONSIDERED TO BE TOO FAST. IF THE ROAD SPEED WAS 35 MILES AN HOUR, IT PROBABLY WOULD NOT BE A PROBLEM TO HAVE THESE -- THESE DRIVES, THESE ROADS IN THE BLOCK SYSTEM GOING OUT ON TO HARRIS RIDGE. SO IF WE ARE DESIGNING THAT HAD THE SPEED SO HIGH IT TWARTS OUR OTHER PLANNING PRINCIPLES AND ATTEMPTS, THEN WE NEED TO NOT PUT THE CART BEFORE THE HORSE OF SAYING THE SPEED LIMIT OF THE ROAD IS MORE IMPORTANT THAN ALL THE OTHER PRINCIPLES WE'VE ADOPTED. SO I WANT TO GET SOME SENSE OF WHETHER ONE OF THE BARRIERS TO THE FULL URBAN INTEGRATION OF THIS PROJECT ON THE HARRIS RIDGE IS THE FACT WE'VE SET OUR SPEED LIMIT AT SUCH A SPEED THAT IT GETS IN THE WAY OF OUR OTHER POLICIES. I'D LIKE TO KNOW THAT BEFORE NEXT WEEK.

DUNKERLEY: THERE'S BEEN A LOT OF DISCUSSION. I WONDER IF I COULD HAVE THE MAKER OF THE MOTION TRY TO REPEAT IT.

SURE. JUST MOTION TO POSTPONE ITEM 58 UNTIL NEXT WEEK, AND TO PASS ITEM 59 WITH THE APPLICANT REQUEST FOR GR ZONING ON FIRST READING ONLY, KEEP THE PUBLIC HEARING OPEN, AND TO BE BROUGHT BACK NEXT WEEK FOR POTENTIAL SECOND AND THIRD READING. AND THAT WAS THE APPLICANT'S REQUEST FOR ZONING, NOT THE COMMISSION'S RECOMMENDATION.

THAT'S CORRECT.

DUNKERLEY? SECOND? MOTION AND SECOND. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

AYE. ALL THOSE OPPOSED? IT PASSES ON A VOTE OF 6-0
WITH MAYOR WYNN OFF THE DAIS.

MAYOR PRO TEM AND COUNCIL, THAT CONCLUDES OUR
ZONING ITEMS THIS EVENING.

DUNKERLEY: THANK YOU VERY MUCH. AT THIS TIME WE ARE
GOING TO RECESS THE COUNCIL MEETING, FOR THE REALLY
FUN PART OF OUR PROGRAM, AT 5:30 WE HAVE OUR LIVE
MUSIC. I SEE THE INSTRUMENTS AND I'M SURE THE
MUSICIANS WILL BE HERE SHORTLY.

DUNKERLEY: IT'S MY PLEASURE TO WELCOME TODAY OUR
LIVE MUSIC FOR NOVEMBER 1. THIS IS THE DUSTIN WELCH
BAND. JOINING US TODAY IS SONG WRITER DUSTIN WELCH.
DUSTIN'S MUSIC COMBINED APPALACHIAN COUNTRY BLUES,
FOAB AND PUNK, CREATING A MODERN AMERICAN SOUND. A
RECENT MIGRANT DUSTIN HAS STRONG ROOTS IN AUSTIN.
HIS FATHER, KEVIN WELCH, HAS PLAYED FOR OVER 25
YEARS IN TEXAS, OFTEN ACCOMPANIED BY HIS SON. DUSTIN
AND HIS BAND PERFORM WEEKLY AT MUSIC VENUES
AROUND AUSTIN, SUCH AS MISSOURI.....MOMO'S, THE
CONTINENTAL CLUB AND THREAD GILLS. HE'S TOURED
EUROPE WITH THE BAND AND IS CURRENTLY AT WORK ON
HIS DEBUT ALBUM, WHISKEY PRIEST. IS THAT IT? SO PLEASE
WELCOME DENNIS AND HIS BAND. [APPLAUSE] [MUSIC
PLAYING] (music) SITTING THERE BITING YOUR FINGERNAILS
(music) [(music) SINGING (music)] (music) THEN YOUR HEART
GOES BY BETRAYING YOUR TRUST (music) (music) (music)
(music) [(music) SINGING (music)] IDE DER IDEKER [(music)
SINGING (music)] [APPLAUSE]

DUNKERLEY: THANK YOU SO MUCH. I HAVE A
PROCLAMATION HERE FOR YOU, SO I'D LIKE TO READ THAT
AND THEN I'D LIKE YOU TO COME FORWARD AND TELL US
WHAT YOU'RE DOING SOON. THIS IS A PROCLAMATION. BE IT
KNOWN THAT WHEREAS THE LOCAL MUSIC COMMUNITY
MAKES MANY CONTRIBUTIONS TOWARD THE DEVELOPMENT
OF AUSTIN'S SOCIAL, ECONOMIC AND CULTURAL DIVERSITY
AND WHEREAS THE DEDICATED EFFORTS OF ARTISTS
FURTHER AUSTIN'S STATUS AS THE LIVE MUSIC CAPITAL OF

THE WORLD, NOW, THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM NOVEMBER 1, 2007 AS DUSTIN WELCH DAY, AND IT'S SIGNED BY MAYOR WILL WYNN AND IT'S SEALED. SO I'D LIKE TO HAVE YOU COME FORWARD. [APPLAUSE]

WE'RE PERFORMING AT CONTINENTAL CLUB THIS NEXT WEDNESDAY, AND I'VE TAKEN THE MONTH OFF BESIDES THAT TO FINISH OFF OUR RECORDS. SO KEEP YOUR EYES OUT FOR US THROUGHOUT THE DECEMBER. I THINK WE'LL BE PLAYING MONDAYS AT MOMO'S, I BELIEVE MAYBE 10:30, BUT THIS WEDNESDAY, CONTINENTAL CLUB. WE'LL HAVE FUN. COME OUT. [APPLAUSE]

DUNKERLEY: [INAUDIBLE] AT THIS TIME. LET'S HAVE THOSE COMING FORWARD ON THE CLEAN AIR FORCE, CENTRAL TEXAS'S HIGH SCHOOL PUBLIC SERVICE ANNOUNCEMENT CONTEST. WE HAVE SOME STUDENTS TO RECOGNIZE TODAY, AND THAT'S ALWAYS FUN FOR ALL OF US, SO I'D LIKE TO READ THIS CONSIDERATE OF CONGRATULATIONS FROM THE CITY OF AUSTIN FOR PARTICIPATING IN THE CLEAN AIR FORCE OF CENTRAL TEXAS HIGH SCHOOLS PUBLIC SERVICE ANNOUNCEMENT CONTEST. ANNA OWENS IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. ANNA CREATED A WELL RESEARCHED AND THOUGHTFUL PUB SERVICE ANNOUNCEMENT ON THE TOPIC OF AIR QUALITY IN CENTRAL TEXAS. HER WORK ALLEGED CITIZENS TO TAKE PROACTIVE MEASURES TO IMPROVE AREA AIR QUALITY. WE ARE PLEASED THAT ANNA IS TAKING AN ACTIVE ROLE IN EDUCATING HERSELF AND HER COMMUNITY ON AIR QUALITY ISSUES AND WE RECOGNIZE OUR CONTRIBUTION TO THE CENTRAL TEXAS COMMUNITY WITH THIS CERTIFICATE. PRESENTED THE FIRST DAY OF NOVEMBER IN THE YEAR 2007 AND IT'S SIGNED BY OUR MAYOR, WILL WYNN, AND STAMPED WITH THE SEAL OF THE CITY. SO ANNA, I'D LIKE TO PRESENT THIS TO YOU.

SHE COULD NOT BE HERE TODAY SO I WANT TO ACCEPT IT ON BEHALF OF ANNA.

DUNKERLEY: OKAY. SHE'S GOING TO BE ANNA. [APPLAUSE]

DUNKERLEY: AND THE NEXT -- THE NEXT CERTIFICATE OF

ACHIEVEMENT READS EXACTLY THE SAME WAY EXCEPT THIS IS FOR MELISSA DEVARNY. IS THAT RIGHT? AND ALSO THAT IS SIGNED AND SEALED BY THE MAYOR. SO I'D LIKE YOU TO STEP FORWARD. [APPLAUSE]

THANK YOU.

DUNKERLEY: AND NOT TO BE OUT DONE, CHAD JOHNSON, WOULD YOU -- ARE YOU CHAD?

NO.

DUNKERLEY: WELL, WE'VE GOT ANOTHER TEACHER AWARD HERE. CHAD JOHNSON FOR HIS PARTICIPATION IN THE CLEAN AIR FORCE CONTEST. SO --

THANK YOU VERY MUCH. THANK YOU. [APPLAUSE]

DUNKERLEY: OKAY. OH, SCHWARZENEGGER? OH, MY GOODNESS, THIS IS ALSO A CONSIDERATE OF CONGRATULATIONS FOR PARTICIPATING IN THE CLEAN AIR FORCE CONTEST, SO BRADY, THANK YOU VERY MUCH. [APPLAUSE]

DUNKERLEY: AND I'D LIKE TO ASK THEIR SPONSOR IF SHE'D LIKE TO JUST SAY A FEW WORDS, OR THEY CAN.

HI THERE, I'M DEANNA WITH THE CLEAN AIR FORCE OF CENTRAL TEXAS AND WE'RE VERY, VERY PROUD OF THESE STUDENTS FOR HELPING US ENGAGE THE COMMUNITY IN AIR QUALITY AWARENESS AND WHAT THEY CAN DO DURING OZONE SEASON. THEIR COMMERCIALS RAN ON KXAN AND KVUE ALL THROUGHOUT OZONE SEASON, WHICH RUNS FROM APRIL 1 TO OCTOBER 31. AND WE'D LIKE TO THANK OUR BOARD FOR HELPING SPONSOR THOSE COMMERCIALS AND ALSO PARTICULARLY CTRMA FOR HELPING US RUN THOSE ON KMUE. WE'RE VERY PROUD OF THEM AND WOULD LIKE TO ENCOURAGE THEM TO TRY AGAIN NEXT YEAR WHEN WE HAVE THIS CONTEST. THIS IS OUR VERY FIRST YEAR FOR THE CONTEST SO WE GOT SOME GREAT ENTRIES AND APPRECIATE YOU-ALL'S PROCLAMATIONS VERY MUCH. THANK YOU. [APPLAUSE]

DUNKERLEY: OUR SECOND PROCLAMATION TODAY READS AS FOLLOWS: BE IT KNOWN THAT WHEREAS HEALTH AND FINANCIAL SECURITY ARE LEGITIMATE CONCERNS OF AMERICANS. SINCE 17% OF THE POPULATION IS CURRENTLY WITHOUT HEALTH INSURANCE, AND WHEREAS THE DIVIDED WE FAIL CAMPAIGN IS COMMITTED TO DRAWING INDIVIDUALS, BUSINESSES, HEALTH CARE PROVIDERS, NONPROFIT ORGANIZATIONS AND GOVERNMENTAL ENTITIES TOGETHER TO COME UP WITH A PLAN SO THAT AMERICANS CAN ACHIEVE LONG-TERM FINANCIAL SECURITY AND GET THE HEALTH CARE THEY NEED. WHEREAS AARP IN COLLABORATION WITH THE BUSINESS ROUNDTABLE AND SE -- SEIU IS WORKING TO RESOLVE CONFLICTS ACROSS POLITICAL PARTIES AND TO ENSURE THE IMPROVEMENT OF LIFE AND STABILITY OF ALL THROUGH THE DIVIDED WE FAIL CAMPAIGN. NOW THEREFORE, I WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM NOVEMBER 7, 2000 -- NOVEMBER 2007 AS DIVIDED WE FAILED MONTH, AND IT'S SIGNED BY OUR MAYOR WILL WYNN AND STAMPED WITH THE CITY SEAL, AND THIS IS CERTAINLY AN ISSUE THAT WE ALL NEED TO BE COGNIZANT OF AND AWARE OF. THANK YOU VERY MUCH. [APPLAUSE]

THANK YOU VERY MUCH FOR THE PROCLAMATION, AND GIVE OUR THANKS TO THE MAYOR AND THE OTHER CITY COUNCIL MEMBERS. WE HOPE THAT YOU WILL JOIN US IN THIS INITIATIVE. IT'S AN INITIATIVE THAT'S A COALITION BETWEEN THREE VERY, VERY DISTINCT GROUPS WHICH NORMALLY WOULD NOT BE IN A COALITION WITH EACH OTHER WORKING ON AN ISSUE. THE COALITION IS MADE UP OF AARP MEMBERS, WHICH THERE ARE MILLIONS IN THIS COUNTRY. THE BUSINESS ROUNDTABLE THAT CONSISTS OF THE TOP CEO'S OF MAJOR COMPANIES IN THE UNITED STATES, AND THE SERVICE EMPLOYEES WHICH IS THE LARGEST GROWING UNION IN THE COUNTRY. AND OUR INITIATIVE IS THIS, THAT WE BELIEVE AND WE AGREE THAT THE TWO TOP DOMESTIC ISSUES FACING OUR COUNTRY ARE HEALTH CARE AND FINANCIAL STABILITY. AND WHAT FINANCE -- AS FAR AS HEALTH CARE, WE UNDERSTAND THAT WE KNOW ACCORDING TO THE STATISTICS THAT A LOT OF FAMILIES ARE JUST ONE ILLNESS AWAY FROM FINANCIAL RUIN. AND WE BELIEVE THAT THAT IS NOT THE WAY OUR COUNTRY

SHOULD GO. AS FAR AS FINANCIAL SECURITY, WE KNOW THAT SOCIAL SECURITY, THAT MOST OF OUR YOUNG PEOPLE BELIEVE IT WON'T BE THERE FOR THEM. WE'RE GOING TO ENSURE THAT IT WILL BE. NOT ONLY THAT, BUT MAJOR COMPANIES ARE REVIEWING THEIR PENSIONS, AND WE'RE MOVING FROM A DEFINED BENEFIT TO A DEFINED CONTRIBUTION, AND YOUR PENSION WILL DEPEND ON WHAT THE MARKET IS DOING ON THE DAY YOU RETIRE. WE DON'T THINK THIS IS RIGHT EITHER. SO THOSE ARE -- THOSE ARE THE THINGS THAT WE'RE GOING AFTER. IT IS AN INITIATIVE TO START A DIALOGUE, AND WE WANT YOU TO START A DIALOGUE AMONG YOUR FAMILY AND YOUR FRIENDS, DISCUSSING THESE TWO ISSUES AND PLEDGING TO VOTE FOR CANDIDATES THAT WILL DO SOMETHING ABOUT IT. AND IT IS NON-PARTISAN, OKAY, AND IT IS A MULTI--YEAR INITIATIVE BECAUSE.....INITIATIVE BECAUSE WE WON'T ACCOMPLISH IT THE FIRST YEAR, THIS IS A KICK OFF. AND WE WANT TO BE A GENERATION THAT LEAVES THE COUNTRY BETTER FOR THE NEXT GENERATION. THANK YOU.

THANK YOU. [APPLAUSE]

DUNKERLEY: TODAY WE'RE HERE TO HONOR THE ADVANCED PRACTICE NURSES GROUP, SO WE'LL READ YOUR PROCLAMATION AS WE SPEAK. IT READS, BE IT KNOWN THAT WHEREAS ADVANCED PRACTICE NURSES INCLUDE NURSE PRACTITIONERS, CERTIFIED NURSE MIDWIVES, CLINICAL NURSE SPECIALISTS, CERTIFIED REGISTERED NURSE A NECESSARY THEY TISES WHO OFTEN SERVE AS PRIMARY HEALTH PROVIDERS, AND WHEREAS THROUGH ADDITIONAL EDUCATION AND CLINICIAN TRAINING THEY OFFER SUCH SERVICES AS PHYSICAL EXAMS, EVALUATIONS, HEALTH EDUCATION, TREATMENT FOR COMMON ILLNESSES, CHRONIC DISEASE MANAGEMENT, PRENATAL, PARINATE AL AND BIRTH I CARE AND ADMINISTERING AND THEESH A. AND WHEREAS WE ARE PLEASED TO RECOGNIZE ADVANCED PRACTICE NURSES FOR THEIR CONTRIBUTIONS TO PUBLIC HEALTH AND WELL-BEING, AND FOR THE EXCELLENT PATIENT CARE THEY PROVIDE TO AUSTIN CITIZENS. THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM NOVEMBER THE 4TH THROUGH THE 10TH, 2007 AS THE -- AUSTIN ADVANCED PRACTICE NURSE WEEK HERE IN AUSTIN, AND IT IS SEALED

AND SIGNED BY OUR MAYOR. THANK YOU VERY MUCH.
[APPLAUSE]

YOU-ALL DO A WORLD OF GOOD.

I KNOW OUR TITLE IS REALLY LONG, AUSTIN -- AUSTIN
ADVANCED PRACTICE -- NOW I CAN'T EVEN SAY IT, AUSTIN
ADVANCED PRACTICE NURSES, AND WE -- WE CALL
OURSELVES AUSTIN APN'S FOR SHORT, AND WE ARE A
GROUP OF NURSE PRACTITIONERS, CLINICAL NURSE
SPECIALISTS AND ALSO CERTIFIED NURSE MIDWIVES IN THE
AREA. AND I HOPE SOME OF YOU MIGHT HAVE SEEN US. WE
WORK IN A VARIETY OF HEALTH SETTINGS. SOME OF US
WORK IN HOSPITALS, SOME OF US WORK IN CLINICS, IN -- IN
OFFICES AND UNIVERSITIES, IN COLLEGES. SO WE REALLY
ARE PART OF YOUR COMMUNITY. EVERY NOVEMBER WE GET
TOGETHER AND WE CELEBRATE TEXAS NURSE
PRACTITIONER WEEK, AND THIS YEAR IT'S REALLY EXTRA
SPECIAL BECAUSE WE HAVE INCLUDED THE CLINICAL NURSE
SPECIALIST IN OUR GROUP. I WANT TO TELL YOU A LITTLE
ABOUT HOW I AM. MY NAME IS AND RA RANSOM. I WORK
WITH WOMEN. I HAVE A TERRIFIC PRACTICE. I WORKED WITH
YOUNG ADULTS AT PLANNED PARENTHOOD AND I WANT TO
GO AHEAD AND INTRODUCE MY OTHER TWO COLLEAGUES.

HELLO. I'M DOROTHY DARBY. I'M A CLINICAL NURSE
SPECIALIST AND AN ADULT NURSE PRACTICE TITIONER. I
WORK FOR TEXAS CARDIOVASCULAR CONSULTANTS. I
WORK FOR A CARDIOLOGY SPECIALIST AND WE DO
OUTPATIENT AND INPATIENT SERVICES.

MY NAME IS KAREN MCCARTHY. I WORK AT BRACKENRIDGE
HOSPITAL. I'M AN ADULT NURSE PRACTITIONER WORKING
WITH PALLIATIVE AND SUPPORTIVE CARE THERE. WE'LL BE
BACK NEXT YEAR. [APPLAUSE]

DUNKERLEY: AND WE APPRECIATE EVERYTHING YOU DO..
DO.

DUNKERLEY: IT IS WITH GREAT PLEASURE THAT I READ THE
DISTINGUISHED SERVICE AWARD FOR REVEREND EMILEE
WHITEHURST. REVEREND WHITEHURST IS DESERVING OF
PUBLIC ACCLAIM AND RECOGNITION. EARLY IN HER TENURE

WHEN OUR CITY WAS FACED WITH CARING FOR THOUSANDS OF KATRINA EVACUEES, REVEREND WHITEHURST AND AAAAA SPONLDED WITH ORGANIZATIONAL AND ADVOCACY EFFORTS THAT PROVED HOW AUSTIN'S DIVERSE RELIGIOUS CULTURES COULD UNITE TO CARE FOR THESE NEW CITIZENS. FURTHER MONTH SHE HAS BEEN INSTRUMENTAL IN BRINGING TOGETHER COMMUNITIES OF FAITH TO ENGAGE IN DIALOG AND ACTION FOR CONFRONTING PRESSING ENVIRONMENTAL ISSUES. LIKEWISE UNDER HER GUIDANCE AAIM'S TWO KEY PROGRAMS, HANDS ON HOUSING AND ESL FOR REFUGEES, HAVE GROWN SUBSTANTIALLY. THIS SER IS PRESENTED IN ACKNOWLEDGEMENT AND APPRECIATION OF THE IMPACT EMILEE WHITEHURST HAS HAD ON THIS COMMUNITY AND WITH BEST WISHES FOR MUCH SUCCESS IN HER NEW ENDEAVORS IN HOUSTON THIS 1ST DAY OF NOVEMBER IN THE YEAR 2007, SIGNED AND SEALED BY THE MAYOR. THANK YOU SO MUCH. [APPLAUSE]

THE AUSTIN AREA MINISTRIES, AAIM, IS DESIGNED TO UNITE FAITH AND CULTURAL COMMUNITIES TO FOSTER MUTUAL RESPECT AND PARTNERSHIP IN SERVICE OF THE COMMON GOOD AND AT A TIME WHEN YOU LOOK IN THE NEWS AND YOU FEEL AS IF RELIGIONS ARE DOING NOTHING BUT PULLING US APART AND KEEPING US DIVIDED, THIS IS AN EFFORT THAT INSISTS THAT THE WISDOM OF THE WORLD TRADITIONS ARE FORCES FOR UNITY AND FORCES FOR GOOD. IT ALSO BUILDS ON THE ESTEEMED TRADITION OF RELIGIOUS TOLERANCE THAT AUSTIN HAS, AND SO IT'S BEEN AN INCREDIBLE HONOR TO SERVE THIS CITY THROUGH THIS ORGANIZATION AND I LOOK FORWARD TO HEARING THE MANY GREAT THINGS THAT AIM CONTINUES TO DO IN THE FIRST. THANK YOU. [APPLAUSE]

I HAVE THE HONOR AND THE PRIVILEGE TO INTRODUCE A GROUP THAT PUT IN A LOT OF SWEAT EQUITY AND VOLUNTEERED TO BUILD A HOUSE FOR SOMEONE AND A PERSON -- A FAMILY THAT WASN'T ABLE TO ENJOY HOME OWNERSHIP, AND THAT'S SOMETHING IN AUSTIN THAT WE'RE SEEING MORE AND MORE, IS THAT PEOPLE WHO WANT TO OWN A HOME ARE STRUGGLING TO DO THAT, AND IT'S BECAUSE OF VOLUNTEERS HERE TODAY, AND THE MANY PEOPLE WHO COULDN'T MAKE IT HERE, THAT WAS POSSIBLE FOR SOMEONE. SO I WANT TO HONOR THIS GROUP, AUSTIN

LGBT COMMUNITY, FOR PEOPLE TOGETHER FOR THEIR PRIDE BUILD EFFORT AND THE PROCLAMATION READS. BE IT KNOWN THAT WHEREAS HOME OWNERSHIP IS A CRITICAL COMPONENT OF AN INVOLVED DYNAMIC COMMUNITY, AND WHEREAS HABITAT FOR HUMANITY HAS EMPOWERED AUSTIN RESIDENTS TO MAKE HOME OWNERSHIP A REALITY FOR OTHERS AND WHEREAS THE AUSTIN LGBT COMMUNITY HAS COME TOGETHER TO SPONSOR THE FIRST EVER PRIDE BUILD HABITAT IN THE STATE OF TEXAS AND THIS PARTNERSHIP IS GROUND-BREAKING, HISTORIC AND REPRESENTS THE BEST OF AUSTIN COMING TOGETHER FOR A MOST IMPORTANT GOAL, NOW, THEREFORE, I WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS TEXAS, DO HEREBY PROCLAIM NOVEMBER 3, 2007 AS HABITAT PRIDE BUILD DAY. SO BETTY, DO YOU WANT TO SAY A FEW WORDS? [APPLAUSE]

I WOULD JUST LIKE FOR YOU TO KNOW THAT WHEN I WAS GIVEN THE OPPORTUNITY, OR ASKED ABOUT HAVING THE GAY COMMUNITY BUILD A HOUSE FOR SOMEONE WITH HABITAT FOR HUMANITY, I WAS SO TAKEN ABACK I COULDN'T TALK FOR ABOUT FIVE MINUTES, BUT THE WHOLE THING IS THAT THIS IS THE OPPORTUNITY THAT I'VE NEVER BEEN INVOLVED IN THAT ALLOWS THE GAY AND LESBIAN COMMUNITY AND THIS CITY TO GIVE SOMETHING BACK TO SOMEBODY ELSE. THANK YOU ALL VERY, VERY MUCH. [APPLAUSE]

AND ALSO MICHAEL KELLERMAN, WHO IS IN LEADERSHIP AUSTIN THIS YEAR, AND ALSO IS WITH ZACH SCOTT THEATER AND HAS BEEN ABLE TO GET ON THE ROOF AND DO A LOT OF BACK BREAKING WORK, HAS A BLOG. SO MICHAEL, TELL US ABOUT THE BLOG OF YOUR EFFORTS.

YEAH, WE HAVE A BLOG FOR THE PRIDE BUILD AND IT'S BEEN THE BEST WAY TO KEEP PEOPLE UP TO DATE WITH WHAT WE'RE DOING, DETAILS OF THE BUILD, PICTURES, SOME OF THE STORIES IN THERE, AND THERE ARE STORIES ALL OVER THE PLACE. YOU CAN VISIT THE BLOG AT [WWW.AUSTINPRIDEBUILD.BLOG SPOT.COM](http://WWW.AUSTINPRIDEBUILD.BLOGSPOT.COM). AND WE INVITE YOU TO DO THAT AFTER THE BUILD IS FINISHED BECAUSE THIS WILL BE A TIME CAPSULE FOR THE FUTURE FOR OTHER COMMUNITIES TO HOPEFULLY DO THE SAME. THANK YOU.

[APPLAUSE]

MCCRACKEN: HECTOR ORTIZ AND THIS IS FOR OUR VETERANS DAY TREE PLANT BEING AND DEDICATION DAY IN AUSTIN. HECTOR, IF YOU FIRST COULD TELL US ABOUT THIS AND THEN I'LL READ THE PROCLAMATION.

ALL RIGHT. THANK YOU. FIRST OF ALL, COUNCIL MEMBER MCCRACKEN, THANK YOU, AND COUNCIL MEMBER MARTINEZ AND LEFFINGWELL FOR YOUR SUPPORT OF THESE SIMPLE YET IMPORTANT EVENT THAT'S GOING TO TAKE PLACE ON NOVEMBER 10 AT ZILKER PARK, GARDEN, AND WE INVITE YOU WHETHER YOU'RE A VETERAN OR NOT TO ATTEND THIS EVENT ON NOVEMBER SO 10. WHAT WE'RE GOING TO DO IS PLANT TREES FOR THE VETERANS KOREAN EVALUATE RANS SERVING IN THE ARMED FORCES.

SO I GUESS JASON, DID YOU -- DID ANYONE ELSE WANT TO SAY ANYTHING?

WELL -- IT'S SOMETHING DIFFERENT -- I WOULD LIKE TO THANK ALSO THE TRAVIS COUNTY -- TRAVIS POST 76 AMERICAN LEGION AND ALSO OUR PARKS DEPARTMENT, OUR DIRECTOR, AND ALSO OUR PARKS BOARD, WHICH WAS VERY SUPPORTIVE WITH THIS EFFORT, AND ALSO WE HAVE OTHER DEPARTMENTS WITHIN THE PARKS, LIKE REPRESENTED HERE BY ME, THAT HAVE DONE MAGNIFICENT EFFORT TO GET THIS GOING.

MCCRACKEN: HECTOR PRETTY MUCH SINGLE HANDEDLY -- THIS ALL HAPPENING OUTSIDE OF CITY HALL, WAS A FORCE. HE TOOK THIS ON. YOU TOOK THIS ON ALL BY YOURSELF IN TERMS OF GETTING THIS TO OUR ATTENTION AND DID ALL THE MEETINGS AND GETTING IT ALL SCHEDULED, SO I THINK EVERYBODY SHOULD BE REAL PROUD OF WHAT YOU ACHIEVED AND FOR YOUR LEADERSHIP. WE'VE GOT A PROCLAMATION, BE IT KNOWN THAT WHEREAS THE CITY OF AUSTIN IS APPRECIATIVE OF THE CREATIVE MEN AND WOMEN WHO HAVE TAKEN OUT OF ARMS TO SECURE AND DEFEND OUR NATION'S FREEDOM THROUGH THEIR MILITARY SERVICE AND WHEREAS TO HONOR AND SHOW OUR GRATITUDE TO OUR VETERANS, HE IS SPOCAL THOSE WOUNDED OR LOST THEIR LIVES, THE CITY OF AUSTIN IS

PLANTING 57 TREES AT THE SILL CER PARK ROCK GARDEN AND THE TREES WILL STAND AS A MEMORIAL TO A LOYAL AND BRAVE GROUP OF PEOPLE WHILE BENEFITING OUR COMMUNITY WITH AN AESTHETICALLY BEAUTIFUL RESOURCE THAT PROVIDES COOLER TEMPERATURES, CLEANER AIR, SHADE, SOIL CONSERVATION, WILDLIFE HABITAT AND A BETTER QUALITY OF LIFE. THEREFORE, WNL WILL WYNN, THE MAYOR OF THE CITY OF AUSTIN, DO DECLARE NOVEMBER 1, 2007 AS TREE PLANTING DAY IN AUSTIN. THANK YOU ALL VERY MUCH. [APPLAUSE] RIBELIN AGREEING LANE GREGG LANE ESPECIALLY

DUNKERLEY: THE AUSTIN CITY COUNCIL FOR THE PUBLIC HEARINGS, AND LET'S SEE, HAVE STAFF COMING FORWARD.

GOOD EVENING, MAYOR AND COUNCIL. I'M VIRGINIA COLLIER FROM THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. ITEM NO. 60 THIS EVENING IS AN ITEM TO CONDUCT A HAD YOU BEEN PERFECTING AND APPROVE AN ORDINANCE ADJUSTING THE CORPORATE BOUNDARY BETWEEN THE CITY OF AUSTIN AND THE CITY OF CEDAR PARK. THE PROPOSED BOWPD RI ADJUSTMENT IS LOCATED AT THE INTERSECTION OF LAKELINE BOULEVARD AND U.S. 183. IT INCLUDES APPROXIMATELY 1 ACRE OF PUBLIC RIGHT-OF-WAY. STATE LAW AUTHORIZES ADJACENT MUNICIPALITIES TO MAKE MUTUALLY AGREEABLE ADJUSTMENTS IN THEIR BOUNDARIES, 1,000 FEET IN WIDTH. THIS ADJUSTMENT WILL BRING THE ENTIRE, AT 183 AND US INTO THE FULL PURPOSE CITY LIMITS, ALLOWING THE AUSTIN POLICE DEPARTMENT TO ADDRESS SAFETY ISSUES AND SAFETY CONTROL THROUGH THE ENFORCEMENT OF REGULATIONS. IT'S EXPECTED AS TO TO CONSIDER THIS ITEM THIS EVENING AND WILL TAKE FINAL ACTION ON THIS ON SEPTEMBER 15. I'LL BE HAPPY TO TAKE ANY QUESTIONS YOU HAVE ON ITEM NO. 60.

DUNKERLEY: DO YOU HAVE ANY QUESTIONS? IF NOT, COULD I HAVE A MOTION?

MOTION TO CLOSE THE PUBLIC HEARING.

DUNKERLEY: THERE HAS BEEN A MOTION AND SECOND. ALL

THOSE IN FAVOR SAY AYE.

AYE.

DUNKERLEY: BEFORE YOU GO TO THE NEXT ONE, I SAW A GROUP OF FOLKS JUST COME IN AND THEY ALL HAVE ON UNIFORMS, SO I JUST WANTED TO SAY HELLO OUT THERE.

MAYOR PRO TEM, YEAH, I WOULD LIKE TO RECOGNIZE OUR SCOUTS FOR TONIGHT. I JUST SPENT A HALF HOUR UP IN THE MAYOR'S CONFERENCE ROOM TALK TO THEM ABOUT CITY GOVERNMENT, THE LITTLE I KNOW ABOUT IT, AND --
[LAUGHTER]

LEFFINGWELL: THESE SCOUTS GET TWO MERIT BADGES FOR COMING HERE TONIGHT. THEY GET ONE FOR MEETING WITH AN ELECTED OFFICIALS, THAT WAS ME, AND HE ALSO GET A MERIT BADGE FOR LISTENING TO A COUNCIL MEETING, ALTHOUGH THEY DON'T HAVE TO LISTEN TO IT ALL DO. THEY JUST HAVE TO LISTEN TO A LITTLE BIT, ONE CASE OR SOMETHING LIKE THAT. ANYWAY, THAT WILL BE THEIR DECISION, NOT MINE. BUT IT'S SCOUTS FROM SOUTHWEST AUSTIN. THEY'RE FROM TROOP 111, TROOP 505, TROOP 555, AND IT WAS A PLEASURE TO VISIT WITH YOU AND THANK YOU FOR COMING.

DUNKERLEY: COUNCIL MEMBER, LEFFINGWELL, DID YOU TELL THEM WHAT WE'RE DOING RIGHT NOW? IF YOU DIDN'T, I WILL.

LEFFINGWELL: I TOLD THEM WE'RE GETTING READY TO ANNEX SOME PEOPLE INTO THE CITY, BUT FEEL FREE TO ADD TO THAT, MAYOR PRO TEM DUNKERLEY DUNK JUST TO LET YOU KNOW, THAT'S HOW CITIES GROW, IS BY ANNEXING LAND ON THE OUTER EDGES OF THE CITY, AND IT'S A LONG LEGAL PROCESS DESCRIBED BY STATE LAW, AND SO TONIGHT WE'RE REQUIRED JUST TO HAVE A PUBLIC HEARING, NO ACTION, AND I SEE A SCOUT MASTER I KNOW THERE. AND SO YOU'LL BE HEARING US GO REALLY FAST TONIGHT, AND ALL WE'RE DOING IS GOING THROUGH ONE MORE STEP OF THE PUBLIC PROCESS, AND THAT'S THE PUBLIC HEARING. SO HERE YOU GO.

BEFORE WE MOVE ON TO THE ANNEXATION, ON ITEM NO. 60
THERE'S ALSO AN ORDINANCE ON THE AGENDA [INAUDIBLE]

IT WORKED OUT? OKAY.

MCCRACKEN: MY MOTION WAS FOR CLOSED PUBLIC
HEARING AND APPROVE.

DUNKERLEY: YEAH.

THANK YOU.

THIS IS THE FIRST OF TWO PUBLIC HEARINGS FOR THE
FOLLOWING SET OF PROPOSED ANNEXATION AREAS, ITEM
NO. 61 THROUGH 67, THE SECOND HEARING IS SCHEDULED
FOR NEXT THURSDAY, NOVEMBER 8 HERE AT 6:00 P.M.
COUNCIL WON'T BE TAKING ANY ACTION ON THESE ITEMS AT
EITHER OF THESE HEARINGS. AN ORDINANCE READINGS ARE
TENTATIVELY SCHEDULED FOR NOVEMBER 6. ITEM NO. 61 IS
THE CANTERRA ANNEXATION. IT'S A CITY INITIATED FULL
PURPOSE ANNEXATION AREA THAT INCLUDES
APPROXIMATELY 62 ACRES AND LOCATED IN TRAVIS
COUNTY NORTH OF AGREEING LANE, 4,000 FEET WEST OF
HARRIS BRANCH PARKWAY, AND IS ADJACENT TO THE
JURISDICTION ON THE SOUTH SIDE. CONSTRUCTION IS
UNDER WAY FOR THE, SINGLE-FAMILY SUBDIVISION. IN
ADDITION THE AREA INCLUDES AN UNPLATTED LOT PLANNED
FOR COMMERCIAL AND A PORTION OF AGREEING LANE. THE
SERVICE PLAN FOR THIS SERVICE PLAN ARE AVAILABLE THIS
EVENING AND IN COMPLIANCE THE CITY WILL PROVIDE FULL
MUNICIPAL SERVICES UPON ANNEXATION. AT THIS TIME I'D
BE HAPPY TO ANSWER ANY QUESTIONS YOU HAVE ON ITEM
NO. 61.

DUNKERLEY: IF THERE ARE NO QUESTIONS COULD WE HAVE
A MOTION, PLEASE?

DUNKERLEY: MOTION BY COUNCIL MEMBER LEFFINGWELL, A
SECOND BY COUNCIL MEMBER MARTINEZ. ALL THOSE IN
FAVOR, PLEASE SAY AYE?

AYE.

DUNKERLEY: THAT PASSED BY A VOTE OF 6-0 WITH MAYOR WYNN OFF THE DAIS.

ITEM NO. 62 IS THE COOPERS MEADOW AREA. THIS IS ALSO CITY INITIATED FULL PURPOSE ANNEXATION THAT INCLUDES APPROXIMATELY 80 ACRES AND IS LOCATED IN SEERN TRAVIS COUNTY, EAST OF AUSTIN BERGSTROM INTERNATIONAL AIRPORT, SOUTH OF STATE HIGHWAY 71. APPROXIMATELY 606 FEET WEST OF HIGHWAY 71 AND ROSS ROAD. THIS AREA IS ADJACENT TO THE FULL PURPOSE CITY LIMITS ON THE SOUTH SIDE, AND ALTHOUGH CURRENTLY UNDEVELOPED HAS RECEIVED SUBDIVISION PLAT APPROVAL FOR SINGLE-FAMILY RESIDENTIAL AND COMMERCIAL DEVELOPMENT. COPIES OF THE SERVICE PLAN FOR THIS AREA ARE AVAILABLE THIS EVENING, AND UPON ANNEXATION THE CITY WILL PROVIDE FULL MUNICIPAL SERVICES TO THE AREA. I CAN ANSWER ANY QUESTIONS YOU HAVE ON ITEM NO. 62.

DUNKERLEY: IF THERE ARE NO QUESTIONS, CAN WE HAVE A MOTION, PLEASE? ALL RIGHT. THERE'S BEEN A MOTION, A SECOND TO CLOSE THE PUBLIC HEARING. ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

DUNKERLEY: THE VOTE IS 6 HFER 0 WITH MAYOR WYNN OFF THE DAIS.

ITEM NO. 63 IS THE GRAND AVENUE PARKWAY AREA. THIS IS A CITY INITIATED FULL PURPOSE ANNEXATION THAT INCLUDES APPROXIMATELY 562 ACRES AND IS LOCATED IN NORTHERN TRAVIS COUNTY INCLUDING LAND ON BOTH THE EAST AND WEST SIDES OF IH-35 AT THE INTERSECTION OF IH-35 AND GRAND AVENUE PARKWAY. THIS AREA CONSISTS OF PRIMARY INDUSTRIAL LAND USES IN ADDITION TO COMMERCIAL AND MULTIFAMILY RESIDENTIAL IN A DEVELOPED AREA. A PORTION OF THIS LAND ALONG IH-35 IS IN THE CITY'S LIMITED JURISDICTION AND THE BALANCE IS IN THE ETJ. THIS IS ADJACENT TO THE FULL PURPOSE ON THE EAST SIDE AND COPIES OF THE PLAN ARE AVAILABLE THIS EVENING IN COMPLIANCE WITH STAT COAR REQUIREMENTS. THE THE CITY WILL PROVIDE FULL MUNICIPAL SERVICES

UPON ANNEXATION. THIS CONCLUDES MY PRESENTATION.

DUNKERLEY: ARE THERE QUESTIONS? COUNCIL MEMBER MCCRACKEN?

MCCRACKEN: WELL, I UNDERSTAND WE'RE HAVING A MEETING WITH ONE OF THE PROPERTY OWNERS ON THE ISSUE. I'D ASK FOR THIS INFORMATION A COUPLE WEEKS AGO AND HADN'T GOTTEN IT, BUT ASKED FOR THE HEARING TO BE POSTPONED. WHAT I'VE AGREED IS THAT WE WILL BE WITH THE PROPERTY OWNER HERE BEFORE WE HAVE ANOTHER HEARING ON THIS TO GET THIS RESOLVED, AND GET BETTER INFORMATION. SO WITH THAT I'M FINE WITH MOVING AHEAD WITH THIS PUBLIC HEARING THIS EVENING, WITH THAT UNDERSTANDING.

DUNKERLEY: IS THERE A SECOND? THE MOTION MADE BY COUNCIL MEMBER LEFFINGWELL, SECONDED BY COUNCIL MEMBER..... MARTINEZ, TO CLOSE THE PUBLIC HEARING. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

ALL THOSE OPPOSED? PASSES BY A VOTE OF 6-0 WITH MAYOR WYNN OFF THE DAIS.

ITEM NO. 64, THE RESIDENCES AT ONION CREEK MART SMART HOUSING AREA IS AN OWNER REQUESTED FULL ANNEXATION THAT INCLUDES APPROXIMATELY 23 AREAS ACRES AND IS LOCATED IN TRAVIS COUNTY AT THE NORTHEAST CORNER OF THE INTERSECTION OF BRANDT ROAD AND EAST SLAUGHTER LANE. THIS AREA IS CURRENTLY UNDEVELOPED AND IS ADJACENT TO THE FULL CITY PURPOSES ON THE LEFT SIDE. IT 24 UNIT DEVELOPMENT ON THIS TRACT. COPY OF THE SERVICE PLAN FOR THIS AREA ARE AVAILABLE THIS EVENING, AND AGAIN, THE CITY WILL PROVIDE FULL MUNICIPAL SERVICES UPON ANNEXATION. AT THIS TIME I'D BE HAPPY TO ANSWER ANY QUESTIONS YOU HAVE ON ITEM 64.

DUNKERLEY: IF THERE ARE NO QUESTIONS, COULD I HAVE A MOTION, PLEASE? SECOND? OH, ONE QUESTION FROM

COUNCIL MEMBER MARTINEZ.

MARTINEZ: AND I DON'T -- I'M NOT SURE THAT VIRGINIA IS THE RIGHT PERSON TO ASK THIS, BUT I'M GOING TO ASK ANYWAY, ON THIS PARTICULAR PORTION OF EAST SLAUGHTER LANE, IT'S MY UNDERSTANDING THAT THE INGRESS AND EGRESS TO THIS INFORMATION ACROSS FROM THIS ANNEXATION IS VERY LIMITED AND THAT THERE ARE SOME SITE LINE ISSUES AND SOME TURNING WEST, IF YOU WILL, ONTO SLAUGHTER LANE IS VERY HAZARDOUS BECAUSE OF THE HILL IT COMES OVER. AND I WANTED TO SEE IF STAFF COULD DO SOME TYPE OF ANALYSIS OF THE INTERSECTION TO SEE IF IT WARRANTS TRAFFIC -- IF WE'RE ANNEXING THE PORTION OF LAND ACROSS SLAUGHTER, I ASSUME THAT IT'S GOING TO BE POTENTIAL DEVELOPMENT IN THE NEAR FUTURE, AND SO WITH THAT COMES ADDED TRAFFIC. AND I JUST HAVE RECEIVED A LOT OF EMAILS FROM THESE FOLKS IN THIS NEIGHBORHOOD THAT THERE ARE SOME MAJOR TRAFFIC HAZARDS WITH TRYING TO GET IN AND OUT OF THEIR NEIGHBORHOOD BECAUSE THERE ARE NO RED LIGHTS, AND IF YOU COME OUT OF NARROW GLENN MARK WAY YOU HAVE TO TURN RIGHT ON TO EAST SLAUGHTER AND IMMEDIATELY GET INTO YOUR LEFT LANE AND HANG A U-TURN AT THAT MEDIAN CUT, AND IT'S VERY DANGEROUS TURNING RIGHT ON EAST SLAUGHTER LANE BECAUSE THERE'S A HILL THAT COMES OVER FROM THE WEST AND CARS BY THEN ARE DOING 50 AND 60 MILES AN HOUR, WHICH THEY SHOULDN'T BE, BUT THEY ARE.

CAN I ASK FOR CLARIFICATION. IS IT AT NARROW GLENN THAT YOU'RE INTERESTED IN THE INFORMATION.

THAT'S THE HAZARDOUS INTERSECTION. EVERYBODY COMES IN AND OUT OF THIS INTERSECTION. THAT'S THE ONLY WAY IN AND OUT OF THIS ENTIRE NEIGHBORHOOD. SO THE ONLY WAY TO GO WEST ON I-35 IS TO TURN RIGHT ON EAST SLAUGHTER AND IMMEDIATELY JOG TO YOUR LEFT HAND LANE AND HANG ACQUIT U-TURN AND IT'S CAUSING SOME PRETTY BAD TRAFFIC PROBLEMS RIGHT THERE.

DUNKERLEY: COUNCIL MEMBER LEFFINGWELL?

LEFFINGWELL: I WAS JUST GOING TO SUGGEST THAT IF WE

ANNEX, THE CITY IS NOTED FOR FIXES TRAFFIC PROBLEMS, SO WE CAN TAKE CARE OF THAT.

DUNKERLEY: OKAY. ABSOLUTELY. THERE'S BEEN A MOTION MADE BY COUNCIL MEMBER MCCrackEN AND A SECOND BY COUNCIL MEMBER MARTINEZ TO CLOSE THE PUBLIC HEARING. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

DUNKERLEY: THE VOTE IS 6-0 WITH MAYOR WYNN OFF THE DAIS.

ITEM NO. 65 IS THE RIBELIN RANCH AREA. OWNER INITIATED FULL SERVICE ANNEXATION INCLUDES 201 ACRES AND LOCATED IN TRAVIS COUNTY NORTH OF FM 2222, APPROXIMATELY 205 FEET EAST OF THE INTERSECTION OF FM 2222 AND MCNEIL DRIVE ADJACENT TO THE FULL PURPOSE JURISDICTION ON THE SOUTH AND EAST SIDES. THIS AREA IS CURRENTLY IN THE CITY'S LIMITED PURPOSE JURISDICTION AND IS BEING ANNEXED FOR FULL PURPOSES IN ACCORDANCE WITH THE DEVELOPER REQUEST FOR A LIMITED PURPOSE PLAN. THIS AREA INCLUDES A PORTION OF THE RIBELIN RANCH PUD, MIXED USE DEVELOPMENT. COPIES OF THE AS FAR AS PLAN FOR THIS AREA ARE ALSO AVAILABLE THIS EVENING AND THE CITY WILL PROVIDE FULL MUNICIPAL SERVICES UPON ANNEXATION.

DUNKERLEY: ARE THERE ANY QUESTIONS? THE MOTION TO CLOSE THE PUBLIC HEARING FROM COUNCIL MEMBER MCCrackEN, A SECOND BY COUNCIL MEMBER LEFFINGWELL, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

DUNKERLEY: THE VOTE IS 6-0 WITH MAYOR WYNN OFF THE DAIS. NO. 66?

THIS IS THE RIVER HILLS ROAD AREA, AND OWNER INITIATED LIMITED PURPOSE ANNEXATION THAT INCLUDES APPROXIMATELY 2 ACRES IN TRAVIS COUNTY EAST OF RIVER HILLS ROAD, APPROXIMATELY 400 FEET NORTH OF THE INTERSECTION OF RIVER HILLS ROAD AND TAYLOR

ROAD. THIS AREA IS CURRENTLY UNDEVELOPED, INCLUDES A PORTION OF A LARGER TRACT, THE BALANCE OF WHICH IS ALREADY IN THE CITY'S LIMITED PURPOSES JURISDICTION. THE PROPERTY OWNERS PETITIONED THE CITY TO ANNEX THIS AREA FOR LIMITED PURPOSES AND HAS WAVED THE RIGHT-OF-WAY THAT THE AREA BE CONVERTED TO FULL PURPOSE WITHIN THREE YEARS OF THE EFFECTIVE DAY OF ANNEXATION. COPIES OF THE REGULATORY PLAN FOR THIS AREA ARE AVAILABLE THIS EVENING AND I'D BE HAPPY TO ANSWER ANY QUESTIONS YOU MIGHT HAVE ON ITEM NO. 66.

DUNKERLEY: ANY QUESTIONS?

[INAUDIBLE] PUBLIC HEARING.

DUNKERLEY: THERE'S BEEN A MOTION TO CLOSE THE PUBLIC HEARING BY COUNCIL MEMBER MCCrackEN, SECONDED BY COUNCIL MEMBER LEFFINGWELL. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

DUNKERLEY: AYE. THAT MOTION PASSES ON A VOTE OF 6-0 WITH MAYOR WYNN OFF THE DAYS. OKAY. NO. 67?

THIS IS THE VENUE AT LAKE TRAVIS AREA. THIS IS AN OWNER REQUESTED FULL PURPOSE ANNEXATION. THE AREA IS LOCATED APPROXIMATELY ONE QUARTER OF A MILE SOUTH OF THE INTERSECTION OF FM 2222 AND RM 620 ON THE WEST SIDE OF RM 620. THE AREA INITIALLY INCLUDED 86 EANGS ACRES. HOWEVER UPON THE REQUEST OF THE OWNER THE PROPOSED ANNEXATION AREA HAS BEEN REDUCED TO APPROXIMATELY 48 AREAS. FOR CLARIFICATION, THE 48-ACRE AREA INCLUDES T CAD PARCEL MEMBERS 0102 AND A PORTION OF THE ADJACENT RM 620 RIGHT-OF-WAY. COPIES OF THE SERVICE PLAN FOR THIS AREA ARE AVAILABLE THIS EVENING, AND IN COMPLIANCE WITH STATUTORY REQUIREMENTS THE CITY WILL PROVIDE FULL MUNICIPAL SERVICES UPON ANNEXATION. LET ME CLARIFY AS WELL, THE PARCEL NUMBERS THAT ARE NOT INCLUDED IN THE AREA ARE (015)434-0102, (015)634-0301, AND 01563403 06, AND THIS

CONCLUDES MY PRESENTATION.

DUNKERLEY: ARE THERE ANY QUESTIONS? WE HAVE A MOTION BY COUNCIL MEMBER COLE, AND A SECOND BY COUNCIL MEMBER MCCrackEN TO CLOSE THE PUBLIC HEARING. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

DUNKERLEY: THAT PASSES ON A VOTE OF 6-0 WITH MAYOR WYNN OFF THE DAIS. THANK YOU. WE'RE TO OUR LAST ITEM, NO. 68. I UNDERSTAND THERE'S BEEN A REQUEST FOR A POSTPONEMENT.

GOOD EVENING, MAYOR PRO TEM AND COUNCIL MEMBERS. I AM RAY WINTER WITH THE FLOODPLAIN OFFICE OF THE WATERSHED ENGINEERING DIVISION AND WATERSHED PROTECTION. I'M HERE TONIGHT FOR ITEM NO. 68 TO REQUEST A POSTPONEMENT OF THE VARIANCE HEARING ON BEHALF OF THE PROPERTY OWNER UNTIL NEXT WEEK, NOVEMBER 8.

DUNKERLEY: THANK YOU VERY MUCH.

THANK YOU. IF YOU HAVE ANY QUESTIONS I'D BE GLASS GLAD TO ANSWER THEM.

DUNKERLEY: COUNCIL MEMBERS, DO WE HAVE A RECOMMENDATION OR AN ANSWER ON THE POSTPONEMENT?

DUNKERLEY: THERE'S BEEN A MOTION TO POSTPONE TO NOVEMBER 8 BY COUNCIL MEMBER MARTINEZ AND A SECOND BY COUNCIL MEMBER LEFFINGWELL. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

DUNKERLEY: AYE, AND THAT PASSES BY A VOTE OF 6-0 WITH COUNCIL MEMBER WYNN OFF THE DAIS. GO OFF THE -- IT WASN'T THE LAST ITEM. WE STILL HAVE ITEM NO. 69. SO -- THIS IS A RESOLUTION DIRECTING THE CITY MANAGER TO -- WHAT, NOW? HAVE WE ALREADY DONE THIS ON CONSENT?

WELL, I WAS RIGHT. THAT WAS OUR LAST ITEM, NO. 68, AND UNLESS THERE'S SOME FURTHER QUESTIONS, I WOULD ADJOURN THIS MEETING OF THE AUSTIN CITY COUNCIL, THANK ALL OF YOU FOR COMING AND PARTICIPATING AND THANKS TO THE STAFF. WE'RE ADJOURNED.

End of Council Session Closed Caption Log